REEL
NO 7

Right of Way
Route 70, Section 3

69 There is presented a negotiated purchase agreement on Route 70 (1953), Section 3, From Route 73 to Medford;

Parcel 41	Mark Lippincott, Jr., Executor of the Will of Mark Lippincott, Deceased	Consideration	$41,700.

The parcel has been appraised and the reviewer's registered fair market value determination is $40,700. The variance not being substantial, the agreement would appear in the public interest and approval is recommended. **(September 13, 1971)**

Right of Way
Route 78, Section 5F

70 There is presented negotiated purchase agreement on Route 78, Section 5F, Federal Project I-78-5-(5), From Lyons Avenue to Schuyler Avenue;

Parcel 327	Martha H. Dixon, (single)	Consideration	$22,300
Remnant to be acquired			200
		Total Consideration	$22,500
		Including down payment	$ 4,500
		Plus Owner's Rental Supplement of to be paid on satisfaction by State that seller has rented and occupied a decent, safe and sanitary replacement dwelling.	$ 1,256

This parcel having been appraised and the Reviewer's registered Fair Market Value determination being $22,300, the remnant being $200 and the Owner's Rental Supplement being $1,256, approval is recommended.

Authority is requested to dispose of the improvements to the road contractor, by public auction, or by sealed bids. **(September 16, 1971)**

Right of Way
Route 78, Section 5F

71 There is presented negotiated purchase agreement on Route 78, Section 5F, Federal Project I-78-5-(5), From Lyons Avenue to Schuyler Avenue;

Parcel R337A & B	Julius N. Banks, Jr. & Janet Banks, his wife	Consideration	$22,000
Remnant to be acquired			500
		Total Consideration	$22,500
		Including down payment	$ 5,000
		Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling.	$ 5,000

This parcel having been appraised and the Reviewer's registered Fair Market Value determination being $22,000, the remnant being $500 and the Replacement Housing Bonus being $5,000, approval is recommended.

Authority is requested to dispose of the improvements to the road contractor, by public auction, or by sealed bids. **(September 13, 1971)**

Right of Way
Route 178 Freeway, Section 1

72

There is presented negotiated purchase agreement on Route 178 Freeway, Section 1, from Route 24 Freeway to Routes 10 & 53 Interchange;

Parcel 13 Frank L. Taylor & Marion Ellen Taylor, h/w Consideration $53,300.

Including down payment of $13,300.

Plus Replacement Housing Bonus of $ 5,000. to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $53,300. The Replacement Housing Bonus is $5,000. It is recommended that this agreement be approved.

Authority is requested to dispose of the improvements to the road contractor by public auction or by sealed bids. **(September 13, 1971)**

Right of Way
Route 295, Section 7

73

There is presented negotiated purchase agreement on Route 295, Section 7, Federal-aid Project I-295-2-(45), From Crosswicks Creek to Route 33;

Parcel 210 Barton F. Francis, Widower Consideration $45,500.

Less allowance to State for retention of three (3) mercury lamps and three (3) steel poles. $ 50.

Net Consideration $45,450.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $44,500. The retention estimate is $50. The variance not being substantial, the agreement would appear to be in the public interest, approval is recommended. **(September 16, 1971)**

Right of Way
Route 17, Section 4

74

There is presented again the matter of acquisition of property on Route 17, Section 4, Control Section 0212-401, Ridge Road to Route U. S. 46. Condemnation proceedings were previously authorized as the owner's demand was $250,000 which was considered excessive. A commission hearing was held and an award was rendered in the amount of $110,000 which was appealed by the State but recommended that serious consideration be given to settle this matter as the award was not substantially out of line with the fair market value.

Prior to the jury trial, a compromise offer of settlement was made by the owner's attorney in the amount of $106,000. The Legal Division recommended settlement in that it was under the commissioners' award and is all inclusive of claims against the State including interest. The Right of Way Division concurred in this settlement which resulted in the execution of an agreement as follows:

Parcels R36A & 2R36B Bergen Auto Company Consideration $106,000. including court deposit of $64,550. previously withdrawn by owner

This parcel has been appraised and the Reviewer's registered fair market value determination is $92,000. The variance not being substantially in excess of the fair market value and settlement being under the commissioners' award, the agreement would appear to be in the public interest. Approval is recommended.

Authority is requested to make payment of $41,450 representing the difference between the consideration provided for in the agreement and the deposit withdrawn from the court.

It is also recommended that condemnation proceedings previously authorized be discontinued.

The improvements on this property were demolished on February 16, 1970 by the contractor in the performance of his work. **(September 13, 1971)**

Right of Way
Route 21, Section 6

75 There is presented again the matter of acquisition of property on Route 21, Section 6, Control Section 1603-403, Monroe Street to Route 80. Condemnation proceedings were previously authorized, as the owners demand was $2,000, which was considered excessive. Subsequently, the property changed ownership.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 105	William A. Benitez & Elizabeth, h/w	Consideration $500.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $500. Approval is recommended.

There has been no court deposit.

It is also recommended that condemnation proceedings previously authorized be discontinued. **(September 13, 1971)**

Right of Way
Route 33 Freeway, Section 1

76 There is presented again the matter of acquisition of property on Route 33 Freeway, Section 1, From Route 33 to Route U.S. 9, Hugh Oakley and Marion W. Oakley, h/w. Condemnation proceedings were previously authorized on December 29, 1970 as the owner's demand was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 18	Hugh Oakley & Marion W. Oakley, h/w	Consideration $3,800.

This parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $3,400. The variance is not substantial and the agreement would appear to be in the public interest. Approval is recommended.

It is recommended that the condemnation proceedings previously authorized be discontinued. **(September 13, 1971)**

Right of Way
Route 55 Freeway, Section 8

77 There is again presented the matter of acquisition of property on Route 55 Freeway, Section 8, Oak Road to Scotland Run. Condemnation proceedings were previously authorized on November 23, 1970 for Parcels R12, L12B and remainder, at which time the State's fair market value offer of $6,600 plus $400 for the remainder, was offered to and refused by the owner, who refused to state a demand or negotiate further at this time.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcels R12 and L12B	Wilhelmina Brown (widow)	Consideration $7,000.

The parcels have been appraised and the reviewer's registered fair market value determination is $6,600. The variance not being substantial, approval is recommended.

Authority is requested to withdraw the sum of $7,000 previously deposited in the Superior Court.

It is recommended that condemnation proceedings previously authorized for Parcels R12, L12B and remainder be discontinued. (September 16, 1971)

Right of Way
Route 78, Section 5F

78 There is presented again the matter of acquisition of property on Route 78, Section 5F, Federal Aid Project I-78-5-(5), Lyons Avenue to Schuyler Avenue. Condemnation proceedings were previously authorized, as the owner's demand was $4,000., which was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 98	Simon Rosensweig & Feiga, his wife	Consideration $3,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $2,050. The variance not being substantial, the agreement would appear to be in the best public interest. Approval is recommended.

It is also recommended that condemnation proceedings previously authorized be discontinued.

It is further recommended that authority be granted to dispose of the three-car garage to the road contractor by public auction or sealed bids.
(September 13, 1971)

Right of Way
Route 80, Section 3A

79 There is presented again the matter of acquisition of property on Route 80 (1953), Section 3A, Federal-aid Project I-80-3-(3), From Route 53 To Parsippany Road. Condemnation proceedings were previously authorized at which time the owners' demand of $2,000 was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 135	Ida Melnick and Herman Melnick, her husband	Consideration $800

The parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $575. The variance not being substantial, the agreement would appear in the Public interest and approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking.
(September 13, 1971)

Right of Way
Route 80, Section 4E

80 There is presented again the matter of acquisition of property on Route 80, Section 4E, Federal-aid Project I-80-4-(10), Two Bridges Road to Glover Avenue. Condemnation proceedings were previously authorized as the owner rejected the suggested settlement but stated no demand. A commission hearing was held and an award rendered in the sum of $7,500 which was appealed by the State.

Prior to the jury trial, Outside Counsel suggested the matter be settled as it was his opinion a verdict could not be achieved substantially lower than the commissioners' award; and being that the case is over two years old, legal costs should be considered. Further, the appraisal appeared to be extremely conservative for the amount of land taken, and on any verdict over the appraised value, the owner would be entitled to interest. The Right of Way Division concurred in this settlement which resulted in the execution of an agreement as follows:

Parcel R164G	Borough of West Paterson	Consideration	$5,000.

This parcel has been appraised and the Reviewer's registered fair market value determination is $700. Although the variance is substantial, consideration should be given to the fact that settlement is under the commissioners' award and legal costs and interest on a judgment over the court deposit would have to be paid if the case continued to trial. The agreement would appear to be in the best public interest; approval is recommended.

It is also recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (September 16, 1971)

81

Right of Way
Route 202 Freeway, Section 20

There is presented again the matter of acquisition of property on Route 202 Freeway, Section 20, New Hope-Lambertville Bridge to Route U.S. 202. Condemnation proceedings were previously authorized on August 4, 1971, at which time the owners were demanding $35,000.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 15	Gordon D. Reid & Sara A. Reid, h/w Consideration	$31,700
Plus damaged remnants to be acquired	....	+ 300
	Total Consideration	$32,000
	Less owners' retention and removal of dwelling.....	- 500
	Less owners' retention and removal of frame shed...	- 50
	Net Cash Consideration	$31,450
	Including down payment of	6,500
	Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling.	5,000

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $31,700; the damaged remnants' value is $300; the retention value for the dwelling is $500; the retention value for the frame shed is $50; and the Replacement Housing Bonus is $5,000. It is recommended that this agreement be approved.

No deposit having been made into Superior Court, no request for withdrawal is necessary.

It is further recommended that condemnation proceedings previously authorized be discontinued. (September 16, 1971)

82

Right of Way
Route 206, Section 9

There is presenced again the matter of acquisition of property on Route 206, Section 9, Mile Hollow Creek to Crosswicks Creek, Federal-aid Project U-100-(9). Condemnation proceedings were previously authorized on February 21, 1969, at which time the owner refused to state a demand. A commission hearing was held and an award was rendered in the sum of $7,050 which was appealed by the State.

Subsequently, our Legal Division advised that the complaint was dismissed because the State was not able to proceed on the day set for trial, due to a change of plan denying access to the owner's remainder, which was brought about because the owner claimed the remaining property was severely damaged.

Later, the owner agreed to a settlement based on the original taking but with suitable access which resulted in the execution of an agreement as follows:

Parcel 13	Carmen Todaro, et ux	Consideration	$8,500.
	including court deposit of previously withdrawn		3,050.

The parcel has been appraised and the Reviewer's registered fair market value determination is $3,050. A settlement has been reached by our Legal and Right of Way Divisions and the owner in the amount of $8,500.

This settlement is considered fair and reasonable as it includes interest and all other claims and costs against the State by the owner. Additionally, it is evident that the owner has been damaged substantially beyond the scope considered by the appraiser in that the taking totally eliminated his front off-street parking and the premises has been vacated by the business tenants. To cure the circumstances and make the owner whole will necessitate substantial structural changes in the building not considered whatsoever in the appraisals on which the existing $7,500 court award exclusive of interest is based.

The matter is accordingly submitted with a recommendation for approval as being fair, reasonable and in the best public interest.

Authority is requested to discontinue condemnation proceedings previously authorized.

The improvements have been removed by the contractor in the performance of his contract.

Further authority is requested to make payment in the sum of $5,450 being the difference between the consideration provided for in the agreement and the deposit withdrawn from court. (September 19, 1971)

Right of Way
Route 295, Section 9

83 There is presented again the matter of acquisition of property on Route 295, Section 9, Federal-aid Project I-295-2-(54), From Route 95 to Route U.S. 1. Condemnation proceedings were previously authorized on May 10, 1971 at which time the owners were demanding $2,250.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 2R16	Julia M. Kriscoe and Andrew Kriscoe, h/h	Consideration $1,500.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $900. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

No deposit having been made into the Superior Court, no request for withdrawal is necessary. (September 13, 1971)

Right of Way
Route 29 Freeway, Section 11

84 There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 29 Freeway, Section 11, Market Street to Lalor Street, Parcel 203.

Authority is requested to rent the dwelling to Mary Bloniarz for a rental of $65 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 29-11-203-1. This unit is owner occupied and has not been previously rented. The $65 per month rental appears fair and reasonable and is based on the attached comparable rental documentation report and analysis of September 7, 1971.

Authority is also requested to close title subject to the lease occupancy. (September 15, 1971)

Right of Way
Route 78, Section 5G

85 There is presented the matter of the substitution of a Dwelling Lease Occupancy Agreement to an apartment located on Route 78, Section 5G, Project No. I-78-5-(6), from Schuyler Avenue to Elizabeth Avenue, Parcel 676.

The occupant occupied 69 Dewey Street, Newark, New Jersey, under Rental Account Number 78-5F-205-1, as authorized by the Commissioner of Transportation on December 1, 1970.

On an emergency basis, the relocation was accomplished to Route 78, Section 5G, Parcel 676, Apartment 1.

Authority is requested to rent the subject apartment to Mrs. Lucretia Dix for a rental of $120.00 per month based on an analysis of rentals in the present market as calculated by a representative of our Metropolitan District Office Property Section on August 20, 1971, copy attached, it being our opinion that this monthly rental is equitable. (September 15, 1971)

Right of Way
Route 20 Freeway, Section 2

86 There are presented report and appraisal with map and description on Route 20 Freeway, Section 2, Federal Aid Project I-80-4-(4), From Route U.S. 46 Interchange To Main Street; Parcel 47, Federal Housing Administration.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $6,100, which was offered to the owner who requests unreasonable delay in negotiations.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $6,100.

Further authority is requested to dispose of the building to the road contractor, by public auction, or by sealed bids. (September 20, 1971)

Right of Way
Route 23, Section 2

87 There are presented report and appraisal with map and description on Route 23 Section 2, Control Section 1600401, From Essex County Line to Black Oak Ridge Road, Parcel 10, Milton C. Neil, and Dorothy E. Neil h/w, T/A Laguna Estates.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel, in fee simple, subject to any public utilities existing on the premises. The State's Registered Fair Market Value Determination of $2,600., was offered to the agent who is unable to complete negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking, and to deposit with the court $2,600.
(September 20, 1971)

Right of Way
Route 23, Section 2

88 There are presented report and appraisal with map and description on Route 23 Section 2, Control Section 1604401, From Essex County Line to Black Oak Ridge Road, Parcel 35B, Shotmeyer Brothers Company, a partnership.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel, in fee simple, subject to any public utilities existing on the premises. The Registered Fair Market Value Determination is $275. which was offered to the owners agent who stated owners were away, and therefore unable to complete negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking, and to deposit with the court $275.
(September 20, 1971)

Right of Way
Route 23, Section 2

89 There are presented report and appraisal with map and description on Route 23 Section 2, Control Section 1604401, From Essex County Line to Black Oak Ridge Road, Parcel R74, Milton C. Neil and Dorothy E. Neil h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel, in fee simple, subject to any public utilities existing on the premises. The State's Registered Fair Market Value Determination of $58,700., was offered to the agent, who is unable to complete negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking, and to deposit with the court $58,700.
(September 20, 1971)

Right of Way
Route 29 Freeway, Section 10

90 There is presented again the matter of acquisition of property on Route 29 Freeway, Section 10, Federal-aid Project I-195-8-(9), From Lalor Street to Route 37, Parcel 51, Thelma A. Such, widow. Condemnation proceedings were previously authorized on March 22, 1971 as the State's registered fair market value of $650 was offered to and refused by the owner's agent, who refused to negotiate at this time. A complaint covering this parcel was filed on June 3, 1971. A deposit with the Superior Court has not been made as possession of the property has not been required to date.

Our engineers have now advised that this parcel has now been re-designated as Parcel T51 inasmuch as investigation on the part of the engineers has led to the determination that this parcel is not upland but tidal and must therefore be acquired by a Riparian Grant.

Authority is therefore requested to amend the condemnation proceedings previously authorized to indicate the State Department of Environmental Protection as a party defendant and owner. **(September 13, 1971)**

Right of Way
Route 78, Section 5F

91 There is presented the matter of an owners housing payment on Route 78, Section 5F, Project # I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 127, Former Owner: Hyman Greenberg.

An agreement was approved by the Assistant Commissioner, Highways, on June 15, 1970 and subsequently by reason of the owner's entitlement to additional benefits, a Replacement Housing Additive was established in the amount of $3,500.

The owner complied with the State's regulations in that he purchased and occupied decent, safe and sanitary housing and submitted the required application for supplementary payment. The State's representative inspected the housing on August 25, 1971 and certified that the replacement housing is decent, safe and sanitary.

Authority is requested to pay the Replacement Housing Bonus in the amount of $3,500. **(September 20, 1971)**

Right of Way
Route 78, Section 5F

92 There is presented the matter of an owners housing payment on Route 78, Section 5F, Project # I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 156, Former Owner: Robert Turner.

An agreement was approved by the Assistant Commissioner, Highways, on January 6, 1969 and subsequently by reason of the owner's entitlement to additional benefits, a Replacement Housing Additive was established in the amount of $2,840.

The owner complied with the State's regulations in that he purchased and occupied decent, safe and sanitary housing and submitted the required application for supplementary payment. The State's representative inspected the housing on August 10, 1971 and certified that the replacement housing is decent, safe and sanitary.

Authority is requested to pay the Replacement Housing Bonus in the amount of $2,840. **(September 20, 1971)**

Right of Way
Route 178, Section 1

93 There are presented report and appraisal with map and description on Route 178 Freeway, Section 1, From Route 24 Freeway to Routes 10 & 53 Interchange; Parcel 38, Charles Brooks & Lucille M. Brooks, h/w.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $26,500, plus Replacement Housing Bonus of $5,000, which was offered to and refused by the owners due to legal title problem.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof bythe Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $26,500.

Further authority is requested to dispose of dwelling and garage to the road contractor, by public auction, or by sealed bids. **(September 20, 1971)**

Right of Way
Route 295, Section 1K

94 There is presented again the matter of acquisition of property on Route 295 (1953), Section 1K, Federal-aid Project LSI-295-1-(2), From Mantua Creek to Repaupo Road, Parcel L3, Lamson Road Company, a partnership. Condemnation proceedings for the acquisition of this parcel were approved November 19, 1969.

Subsequent to that date our Landscape Engineer has advised that the parcel should be eliminated and the owner, Henry F. Feinberg, President of the Prolanda Corporation (formerly Lamson Road Company) was so advised. Mr. Feinberg has given his consent to the elimination of this parcel.

Authority is therefore requested to rescind the Commission Action of November 19, 1969, that the complaint on file be dismissed; and that the parcel be eliminated from the State's General Property Parcel Maps.

No deposit having been made, no request for withdrawal is necessary.
(September 20, 1971)

Right of Way
Route 295, Section 7

95 There is presented again the mater of condemnation of property on Route 295, Section 7, Federal-aid Project I-295-2(45), From Crosswicks Creek to Route 33, Parcel 96S, County of Mercer.

Condemnation proceedings were previously authorized on March 12, 1971 at which time the State's registered Fair Market Value of $1,000. was offered to and acceptable to the owner, who refused to clear title by obtaining release of a reversionary clause.

Subsequently, an appraisal updating to the date of complaint resulted in the Fair Market Value being re-registered in the amount of $500. which was offered to and refused by the owner whose demand of $81,798. for these and other parcels in this ownership is considered excessive.

Authority is requested to amend the commission action of March 12, 1971 to secure authority to deposit the re-registered Fair Market Value of $500. There has been no deposit made to date since possession has not been required.
(September 20, 1971)

Right of Way
Route 295, Section 7

96 There are presented report and appraisal with map and description on Route 295, Section 7, Federal-aid Project I-295-2-(45), From Crosswicks Creek To Route 33, Parcel 151 plus Remnant, Jennie May Daube, single; Carle H. Daube, widower; George E. Daube & Ethel, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel plus remnant in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $9,200 for Parcel 151 and $100 for the remnant was offered to and refused by the owners whose demand of $23,000 is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $9,300. **(September 20, 1971)**

Right of Way -
Route 295, Section 8

97 There are presented report and appraisal with map and description on Route 295, Section 8, Federal-aid Project I-295-2-(53), From Route 33 to Route U.S. 1, Parcel 21, Frank Stinger & Mary E. Stinger, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value offer of $64,700 was offered to and refused by the owners who refused to negotiate. The Replacement Housing Bonus is zero.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $64,700.

Authority is requested to dispose of the dwelling, garage and signs to the road contractor by public auction or by sealed bids.
(September 20, 1971)

Sale of Land
Route 4 Parkway, Section 21

98 There is presented the matter of the public sale held on July 29, 1971 for lease of land located on Route 4 Parkway, Section 21, Parcel X1B2, from Pennsylvania Railroad at South Toms River to Route 4 Connection at Cassville Road, Ocean County, New Jersey.

The minimum bid in the amount of $21 per month was received for the leasing of land from Mr. Alan D. Kirby of Toms River, New Jersey.

Mr. Kirby has submitted a copy of a homeowners policy written by the New Jersey Manufacturers Insurance Company with attached Endorsement increasing personal liability to $100,000 with the State of New Jersey named as co-insured. The additional coverage will continue to be in force throughout the length of the lease.

It is recommended that the bid proposal in the amount of $21 per month be approved and that authority be granted to lease the above property in accordance with the terms and conditions of the Lease Acceptance Agreement, 4 Parkway-21-X1B2-1. **(September 15, 1971)**

Appraisal Orders

99 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
8/30/71	1971-A-339	Appraisal Consultants	Morris	1	$500
"	340	Calvin M. Schwartz	Monmouth	1	700
"	341	Edward Porter	"	52	9,750
8/31/71	342	Irwin J. Steinberg	Sussex	5	525
"	343	Lawrence A. Gaffney	"	3	175

Approval is recommended. **(September 20, 1971)**

Appraisal Orders

100 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
9/7/71	1971-A-351	C. L. Orbaker & Assoc.	Monmouth	5	$1,000
"	352	Appraisal Consultants	Mercer	1	400
"	353	Joseph H. Martin	"	1	250
"	354	Edward Porter	Middlesex	2	500
"	355	Joseph H. Martin	Monmouth	1	700

Approval is recommended. (September 14, 1971)

Appraisal Orders

101 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
9/9/71	1971-A-356	Appraisal Consultants, Inc.	Passaic	1	$475
"	357	Jack W. Harelick	"	1	475
"	358	Calvin M. Schwartz	Monmouth	1	700
"	359	John A. Borden	Camden	10	5,400
"	360	Benjamin G. Vukicevich	"	17	7,000
9/10/71	361	Appraisal Consultants, Inc.	Mercer	1	700

Approval is recommended. (September 20, 1971)

Appraisal Orders

102 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
9/14/71	1971-A-362	Joseph J. Blake & Assoc.	Monmouth	103	$27,150
"	363	Franklin Hannoch, Sr.	Essex	1	250
"	364	Jack Birnholz	"	1	150
"	365	James F. Gunning	"	1	150

Approval is recommended. (September 20, 1971)

Appraisal Orders

103 There are presented the following Appraisal Orders:

Date	Order NO.	Appraiser	County	No. of parcels	Fee
9/15/71	1971-A-366	Sanford Krasner	Middlesex	4	$2,000
"	367	Calvin M. Schwartz	Cumberland	14	4,900
"	368	Robert G. Plank Assoc.	"	14	4,900
"	369	James F. Gunning	Middlesex	2	1,200
"	370	Hanover Pool Co.	Morris	1	50
"	371	Calvin M. Schwartz	Middlesex	2	2,800
"	372	Sanford Krasner	"	3	4,000
"	373	James F. Gunning	"	3	4,000
"	374	Lawrence Gaffney	Morris	2	1,700
"	375	Irwin Steinberg	"	2	1,700

Approval is recommended. (September 20, 1971)

Legal Items

Right of Way
Route U.S. 9, Section 4

104 There is presented here the matter of a commission award entered against the State in the condemnation of property on Route U.S. 9, Section 4, Parcel 62B, owned by Sun Oil Co., a corp. of New Jersey; et al.

The complaint was filed on July 6, 1970. A deposit of $10,000 was made into court. The fair market value is registered in the amount of $10,000. At the hearing the experts for the owner testified to damage cost of $15,900 over and above the State's figure. The State's expert testified to land values of $10,000. The Report of Commissioners dated August 31, 1971 is in the amount of $10,000.

It is recommended that the commissioners award be accepted with interest to be determined by the Title Bureau.
(September 13, 1971)

Right of Way
Route 20F, Section 2

105 There is presented here the matter of a commission award entered against the State in the condemnation of property on Route 20F, Section 2, Parcel 264 & X264B, owned by Paul Barrecchia; et al.

The complaint was filed on July 9, 1970. The sum of $22,000 was deposited on July 21, 1970. The latest registered fair market value is $25,000. At the hearing the owner sought $50,000 and based part of his claim upon gravel deposits. The State's expert testified to a value of $25,000. The Report of Commissioners dated August 19, 1971 is in the amount of $25,000.

It is recommended that the commission award be accepted with interest to be determined by the Title Bureau.

(September 13, 1971)

Right of Way
Route 20 Freeway, Section 3

106 There is presented herewith the matter of the commissioners' award entered against the State in the condemnation of property on Route 20 Fwy., Section 3, Parcel 47, in the City of Paterson, owned by Andrew Pignataro and Carmine Pignataro.

At the hearing before condemnation commissioners, neither side produced testimony as to valuation. The owners testified as to the type of buildings. The fair market value is in the amount of $58,575. The commissioners' award is in the amount of $70,000. An appeal from the award has been filed.

It is recommended that the appeal heretofore filed be approved.
(September 13, 1971)

Right of Way
Route 35, Section 6

107 There is presented here the matter of the settlement in the amount of $500.00 in the condemnation of property on Route 35, Section 6, Parcel 142B, owned by Arthur A. Foy, Trustee.

The above entitled matter was scheduled for motion to reopen the previous condemnation settlement on April 23, 1971. After consultation with the Legal Division, a settlement was reached with the property owner in the amount of $500.00 for discontinuance of this motion.

It is recommended that the settlement in the amount of $500.00 be approved and that payment be made.
(September 13, 1971)

Right of Way
Route 80, Section 3A

108 There is presented again the matter of a Judgment entered against the State of New Jersey in the condemnation of property on Route 80, Section 3A, Parcel R16A, in the Township of Denville, owned by George Katz, which Judgment the owner subsequently appealed to the Supreme Court of the State of New Jersey and where his petition for certification was denied.

Prior commission actions were submitted under dates of May 18, 1971, and June 28, 1971. This is a corrective commission action conforming to the Judgment as entered by the Superior Court following a trial by jury.

The verdict returned by the jury was in the sum of $140,000.00. The trial Judge noted that on December 27, 1967, the owner withdrew the sum of $58,000.00 which had been deposited with the Clerk of Superior Court, leaving a balance of $82,000.00 due the owner on the jury verdict. The Judge ordered that interest at the rate of 6% per annum from December 27, 1967 to February 6, 1970, amounting to the sum of $10,406.14 be added to the verdict for a total balance of $92,406.14 due to the owner.

It is therefore recommended that the sum of $92,406.14, together with interest as computed by the Title Bureau, be paid to the owner.
(September 19, 1971)

Right of Way
Route 80, Section 3A

109 There is presented here the matter of the commissioners award in the condemnation of property on Route 30, Section 3A, Parcel R18H, owned by Harriet Kitchell (Twp. of Parsippany Troy Hills; et al) her unknown heirs and devisees, and personal representatives; et al.

A complaint in the above matter was filed on April 1, 1969. Fair Market Value was registered in the amount of $300.00. A commission award of $300.00 was entered.

As the commission award is identical to our fair market value, it is recommended that the amount of $300.00 plus and interest involved be paid.

It is further recommended that said sum be paid into court due to the involved title problems which are present.
(September 16, 1971)

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Right of Way
Route - McGuire AFB

110 There is presented again the matter of the appeal from the Commissioners' Award in the condemnation of property on McGuire Air Force Base, Parcel 20, owned by Edward D. Washik; et al.

The sum of $1,200.00 was deposited into court on January 16, 1967, and on October 4, 1968 an additional sum of $200.00 was deposited, which sums were withdrawn.

The Commissioners, after taking testimony and reviewing the site, made an award in the sum of $3,100.00, and an appeal was taken from the Commissioners' Award.

The appeal was tried before Judge Paul Kramer and the defendant-owner introduced evidence that the value of the land and damages to the remainder was in the sum of $4,800.00, and the State's expert testified as to a value of $1,400.00. The Court returned a verdict in the sum of $3,450.00, and from which an appeal will not lie.

It is recommended that payment of the Judgment in the sum of $3,450.00 be made with interest on the sum of $2,250.00, which is the excess of the sum of $1,200.00 deposited on January 16, 1967 to October 4, 1968, which sum amounts to $231.90, and on the sum of $2,050.00 from October 4, 1968 to February 24, 1971 at 6%, which amounts to $294.19, making a total sum of $526.09, together with interest from February 24, 1971 to date of payment. (September 13, 1971)

Respectfully submitted,

Jean G. Schwartz
Jean G. Schwartz
Acting Secretary

I hereby certify that the Approvals set forth in this Schedule were approved as indicated and recommend that such actions be ratified and confirmed.

Jean G. Schwartz
Jean G. Schwartz
Acting Secretary, Department of Transportation

The Approvals as indicated in this Schedule are hereby ratified and confirmed.

J. C. Kohl
John C. Kohl
Commissioner of Transportation

NO. 36 - 1971

STATE OF NEW JERSEY
DEPARTMENT OF TRANSPORTATION
TRENTON

SCHEDULE OF APPROVALS - SEPTEMBER 28, 1971

Administration Items

Project Agreement - U-68 (23)
Route 55 Freeway, Section 7F & 8A

1 It is recommended that the attached project agreement in quadruplicate be approved and executed for construction for N.J. Project U-68 (23) (Route 55 Fwy. Section 7F & 8A)

The total estimated cost is $6,169,880.00 of which fifty percent (50%) or $3,015,835.00 is Federal Urban Funds. There is 100% State Financing involved in the amount of $138,210.00

The work to be performed under this contract consists of paving, drainage, demolition of buildings, landscaping, utility rearrangement, construction of five (5) bridges and all other incidental work as provided in the contract.
(September 22, 1971)

Project Agreement - I-78-4(11)42
Route 78, Section 4G & 4F

2 It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for construction for N.J. Project I-78-4(11)42. (Rt. 78, Sec. 4G & 4F)

The total modified estimated cost is $9,045,518.23 of which $7,968,157.20 is Interstate funds. It provides a total increase of $422,062.23 of which $361,924.20 is Interstate funds. **(September 22, 1971)**

Project Agreement - I-80-5(23)65
Route 80, Section 5S

3 It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for construction for N.J. Project I-80-5(23)65. (Rt. 80, Sec.5S)

The total modified estimated cost is $5,565,745.70 of which $4,901,809.28 is Interstate funds. It provides a total increase of $141,945.70 of which $51,709.28 is Interstate funds. **(September 22, 1971)**

Claims - Settlement

4 The Department of Transportation is carrying a claim against Frank Mormon and Whamp Ashe in the amount of $458.94 arising out of an accident involving a vehicle owned by Frank Mormon and operated by Whamp Ashe on December 8, 1969. As the result of said accident Department guard railing was damaged and had to be repaired at a cost of $458.94.

The insurance carrier representing the above debtors requested a depreciation allowance. Investigation by the Claims Bureau disclosed that at the time of the accident, the guard rail in question was approximately 35 years old. The Claims Bureau requested that the insurance carrier settle this claim for $229.47 representing 50% of our claim as originally billed. We feel this is a good and reasonable settlement and after discussing same with counsel assigned to the Department of Transportation who agrees that the settlement is reasonable, it is our recommendation and in accordance with Mr. Levine's memorandum attached, hereto, and the approval of Deputy Attorney General David A Biederman that it receive favorable consideration and be approved. **(September 21, 1971)**

Claims - Settlement

5 The Department of Transportation is carrying a claim against five debtors arising out of a three car accident on January 25, 1971. As the result of said accident, traffic signal equipment was damaged and had to be repaired at a cost of $549.09.

The insurance carrier for American Legion Post 82 offered 75% of the department's claim on the grounds that their assured was not totally responsible for the state's loss. The other vehicles involved were uninsured. We ascertained from the Department of Transportation that the sum of $56.17 could be granted toward a salvage and depreciation allowance. Be deducting this salvage and depreciation, the department's claim would be reduced to $492.92. Subsequent negotiations by the Claims Bureau resulted in the insurance carrier offering the sum of $425.00 in full settlement of this claim. The offer of settlement was discussed with counsel assigned to the Department of Transportation who felt that the offer was fair and reasonable.

Giving due consideration to the cost in time and money should we elect to start suit for the full amount of this claim, it would undoubtedly cost us more than the amount we are presently waiving. It is therefore our recommendation and in accordance with Mr. Levine's memorandum attached, hereto, and the approval of Deputy Attorney General David A. Biederman that the offer of $425.00 in full settlement of this claim be accepted and approved. (September 21, 1971)

Claims - Settlement

6 The Department of Transportation is carrying a claim against Keith Smith in the amount of $636.54 arising out of an accident occurring on July 7, 1969 involving a vehicle owned by the Department of Transportation, being operated by George Smith and a vehicle owned and operated by Keith Smith.

This was a chain reaction type of accident involving six vehicles. The Highway vehicle being #5 and the vehicle owned and operated by Keith Smith being vehicle #6. The insurance carrier for the Keith vehicle would not consider the state's claim as originally billed contending they were not responsible for the entire damage sustained by the state vehicle. The operator of the state vehicle could not say with any degree of certainty whether he hit the car in front of him first or whether he was struck in the rear simultaneously with striking the car in front. The operator of vehicle #4 directly in front of the state vehicle could not state whether he was impacted once or twice.

The original offer from the insurance company was for 10% of our damages or $63.65 which offer was rejected. Negotiations by the Claims Bureau then resulted in the insurance company offering 20% or $127.30 in full settlement of our claim. This offer was also rejected. The file was reviewed with counsel assigned to the Department of Transportation who recommended settling this case for $200.00 in order to avoid litigation as he was of the opinion that this would be a difficult case to win. Subsequent negotiations with the insurance company by the Claims Bureau has resulted in the carrier agreeing to pay the sum of $200.00. As most of the damage sustained by this vehicle was in the front, we feel the settlement adequately pays for the rear end damage.

Giving due consideration to the foregoing, it is our recommendation and in accordance with Mr. Levine's memorandum attached, hereto, and the approval of Deputy Attorney General David A. Biederman that the offer of $200.00 receive favorable consideration and be approved. (September 21, 1971)

7

Linden - (Union County)
Acquisition of Yard Site

There is presented herewith the matter of the proposed acquisition of approximately 2.5 acres of land situated at the southwestern corner of Linden Avenue and Park Avenue in Linden. This proposed acquisition is part of a larger tract presently owned by Humble Oil Company. The tract will be acquired for the purpose of developing a fully modern road maintenance facility to replace the existing leased Union yard which maintains sections of Rts. 1, 27, 82, 439 and 278.

Preliminary negotiations having been unsuccessful with Humble Oil Company and, lacking the statutory power to condemn for other than highway purposes, authority is hereby requested to arrange through the Department of the Treasury, Division of Purchase and Property, for the accomplishment of condemnation, if necessary, on behalf of the Department of Transportation with the understanding that the condemnation award plus reasonable costs incurred in connection with the condemnation proceedings be paid from Account No. 61302-612-180-751.

The preliminary estimate for 2.5 acres at this location is $120,000, which has been allocated in this year's Capital Construction Program (element 61302-BGP) for the purpose. **(September 28, 1971)**

Construction Items

8

Route 280, Sections 1B, 2B, 3D, 3F, 4G & 5P

Approval is recommended in making Award of Contract to S. J. Groves & Sons Company at their bid, the lowest of three bids received on September 2, 1971 in the amount of $12,558,936.81 for Route 280, Sections 1B, 2B, 3D, 3F, 4G & 5P, From Route 80 Interchange to East of Scotland Road, Paving, Bridges, Landscaping, Electrical and Signs, in the Townships of Parsippany-Troy Hills, East Hanover & Livingston, Borough of Roseland, Town of West Orange & City of Orange, Morris & Essex Counties, Federal Project Numbers N.J.-I-280-6(42)47 & N.J.-I-280-6(41)55.
(September 22, 1971)

9

Route US 1, Section 6D

Diversified Road, Bridge & Tunnel Construction Company, Inc., and Hess Brothers, Inc., Joint Venture contractors on subject project, substantially completed all work under the contract on November 25, 1969. All corrective work was completed as of August 13, 1971.

The project has been inspected and found satisfactory for final acceptance.

It is therefore recommended that the project be finally accepted and final payment authorized in accordance with the As-Built quantities. Additional or further payment, if any, is pending on the contractor's filing of a Claim via the Department Claims Committee regarding the Bituminous deductions assessed.

This recommendation applies to both Road and Bridge work.
(September 21, 1971)

Design Items

10

Route 78, Section 5AS

Approval is recommended of the plans and specifications for submission to the Federal Highway Administration Division Office and authority to advertise after approval has been received from the Division Office for the channeling of Bryant Brook, on Route 78, Section 5AS, in the Township of Springfield, Union County, Federal Project No. N. J. I-78-5(34)50. **Construction Program Yr:1970-1971**
Item Number: 1 **(September 21, 1971)**

Route U.S. 206 (1953), Sections 18A & 2B

11 Approval is recommended of the plans and specifications and authority to advertise for resurfacing on Route U. S. 206 (1953), Sections 18A & 2B, from Mountain Road to North of Furnace Road, in the Townships of Roxbury, Mount Olive and Chester, Morris County. (September 21, 1971)

Route 208(1953), Section 3L

12 Approval is recommended of the plans and specifications for Route 208 (1953), Section 3L, Underpass at Van Winckle Avenue, Chain Link Fencing, Borough of Hawthorne, Passaic County, and for authority to advertise this project for receiving bids. (September 28, 1971)

Jurisdictional Agreement
Route 21
City of Newark

13 Approval and execution is recommended of the attached Agreement dated August 18, 1971, between the City of Newark of Essex County and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 21, McCarter Highway, more particularly the building of islands at the intersection of Broad Street and Poinier Street, City of Newark, County of Essex. (September 21, 1971)

Jurisdictional Agreement
Route U.S. 40, Section 9A
Board of Chosen Freeholders -Atlantic County

14 Approval and execution is recommended of the attached Agreement dated September 17, 1971, between the Board of Chosen Freeholders of the County of Atlantic and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route U. S. 40, Section 9A, more particularly the improvements at the intersection of Route U. S. 40 with Wheat Road (County Route 19) and the Buena - Tuckahoe Road (County Route 36), in the Township of Buena Vista, County of Atlantic. (September 21, 1971)

Jurisdictional Agreement
Route 23, Section 7A
Borough of Hamburg

15 Approval and execution is recommended of the attached Agreement dated September 17, 1971, between the Borough of Hamburg of Sussex County and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 23, Section 7A, more particularly the plans to construct a pedestrian underpass at the crossing of the Lehigh and Hudson Railroad and Route 23, Borough of Hamburg, County of Sussex. (September 21, 1971)

Jurisdictional Agreement
Route 322, Section 10C
Gloucester Co. Board of Chosen Freeholders

16 Approval and execution is recommended of the attached Agreement dated September 23, 1971, between the Board of Chosen Freeholders in the County of Gloucester and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 322, Section 10C, more particularly the revisions to the Sicklerville Road intersection and further drainage improvements during the construction. (September 28, 1971)

Services - Engineering
Route 24 Freeway, Section 11B & 12F
Aurnhammer Associates, Inc.

17

Approval and execution is recommended of the attached Agreement dated September 17, 1971, between Aurnhammer Associates, Inc. (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the need for As-Built Engineering Services in connection with Route 24 Freeway, Section 11B and 12F.

The Consultant will be reimbursed for his services toward a ceiling of $7,200.00 to which should be added approximately 10% for contingencies, making a total amount to be set up of $8,000.00. (September 22, 1971)

General Property Parcel Map
Route 70 (1953) Section 2
Counties of Camden and Burlington

18

Approval is recommended of the General Property Parcel Map (3 sheets) of Route 70 (1953) Section 2, from Route 41 To Route 73, in order that necessary duplicate tracings and linen prints may be prepared for filing in the Counties of Camden and Burlington.
(September 28, 1971)

General Property Parcel Map
Route 76 (1953), Section 1
County of Camden

19

Approval is recommended of the General Property Parcel Map (38 sheets) of Route 76 (1953) Section 1, Benjamin Franklin Bridge To Kaighn Avenue, in order that necessary duplicate tracings and linen prints may be prepared for filing in Camden County.
(September 28, 1971)

General Property Parcel Map
Route 72 (1953), Section 7
County of Ocean

20

Approval is recommended of the General Property Parcel Map (11 sheets) of Route 72 (1953) Section 7, From Route U.S. 9 To Bridge Over Manahawkin Bay, in order that necessary duplicate tracings and linen prints may be prepared for filing in Ocean County.
(September 28, 1971)

General Property Parcel Map
Route 72 (1953) Section 8
County of Ocean

21

Approval is recommended of the General Property Parcel Map (3 sheets) of Route 72 (1953) Section 8, Bridge Over Manahawkin Bay To Long Beach Boulevard, in order that necessary duplicate tracings and linen prints may be prepared for filing in Ocean County.
(September 28, 1971)

Maintenance Items

Bridge Painting Contract #1 (1971)

22

Painting Contractor J. & T. Painting Co., Inc., has completed all work for Bridge Painting Contract #1 (1971), painting of ten bridges, Routes I-95, 4, and U.S. 46, Fort Lee Bor. and Teaneck Twp., Bergen County, in a satisfactory manner.

Date of completion was September 10, 1971. The number of working days to complete this work was 29; the time allowed under contract was 65.

It is herewith recommended that the work be accepted and that final payment be made to the contractor upon completion of the usual formalities.

Upon approval of this action, the original is to be forwarded to the Bureau of Accounting for processing. (September 21, 1971)

Bridge Painting Contract #5 (1971)

23 Bridge Painting Contractor J. I. Hass Co., Inc., has completed all work for Bridge Painting Contract #5 (1971), painting of 14 bridges, Route444 and 82, Kenilworth Bor., Townships of Cranford and Union, County of Union, in a satisfactory manner.

Date of completion was September 8, 1971. The number of working days used to complete this work was 41; the time allowed under contract was 75.

It is herewith recommended that the work be accepted and that final payment be made to the contractor upon completion of the usual formalities.

Upon approval of this action, the original is to be forwarded to Accounting for processing. (September 23, 1971)

Agreement
The Whitfield Johnson Company

24 There is presented herewith an agreement between THE WHITFIELD JOHNSON COMPANY, Andover, New Jersey, and the STATE OF NEW JERSEY, providing blasting operations for the removal of rock at Route 23, Butler, New Jersey, and Route 22, Phillipsburg, New Jersey, at the maximum rate of eleven thousand dollars ($11,000) for the combined work at both locations.

Funds are available from Account GER-63101-600-100-459. (September 22, 1971)

Public Transportation Items

Amendment to the Application to the U.S. Department of Transportation Railway Cars (Penn Central)

25 Approval and execution of an Amendment to the Application by the New Jersey Department of Transportation to the U. S. Department of Transportation, dated April 24, 1969, NJ-UTG-4, to increase the number of new electrically operated multiple unit commuter railway cars to be purchased from 45 to 70 and to increase the capital improvement grant from $10,200,000 to $18,733,333 to assist in financing the purchase of this larger number of cars all of which are to be operated in the suburban service of the Penn Central Company. (September 22, 1971)

Traffic Engineering Items

Highway Lighting - Route US 1 & 9 Jersey City

26 Approval is recommended for the Electrical Bureau to negotiate with the Public Service Electric and Gas Company for the installation of one, 250 watt mercury vapor lighting unit at Larch Avenue underneath Route US 1&9 (Pulaski Skyway) in the City of Jersey City, Hudson County. Annual energy costs will be $91.32. (September 28, 1971)

Highway Lighting - Route 4 Teaneck

27 Approval is recommended for the Electrical Bureau to negotiate with the Public Service Electric and Gas Company for the installation of fourteen (14) 250-watt mercury vapor lighting units on existing wooden poles and the upgrading of ninety-four 4,000 lumen incandescent units to 250-watt mercury vapor units along Route 4 in the Town of Teaneck, Bergen County. Annual increase in energy costs will be $4,594.80. (September 21, 1971)

Highway Lighting - Route 9 and Route 30
City of Absecon

28

Approval is recommended for the Electrical Bureau to negotiate with the Atlantic City Electric Company for the upgrading of two 4,000 lumen incandescent lighting units at the intersection of Route 9 and Route 157 and two 6,000 lumen incandescent lighting units at the intersection of Route 30 and Route 157 to 11,000 lumen mercury vapor units in the City of Absecon, Atlantic County. There will be a yearly increase of $140.40 for current. (September 21, 1971)

Highway Lighting - Route 78
City of Newark

29

Approval is recommended for the Electrical Bureau to assume energy and maintenance costs for 42-250 watt mercury vapor highway lighting units on Route 78, from Frontage Road to Route US 1&9 South Bound Local, Newark, Essex County which were constructed as part of the Route 78, Section 5U construction contract. The monthly energy and maintenance costs will be approximately $300. (September 28, 1971)

Signals - Traffic - Route 15 Freeway
Sparta Township

30

Approval is recommended for the installation of traffic control signals at the intersection of Route 15 Freeway, Old Route 15 and Ramp "K", Sparta Township, Sussex County, as shown on the attached plan TS-1840. This installation conforms with the provisions of Title 39 of the Revised Statutes as amended and supplemented. The total estimated cost for the traffic signal installation is $7,250. There will be an annual maintenance cost to this Department of $300 and an annual electric current cost of approximately $440. (September 21, 1971)

Signals - Traffic - Route 24 Freeway
Millburn Township

31 Approval is recommended for the installation of traffic control signals at the intersection of Route 24 Freeway and Hobart Avenue - South Service Road and Hobart Gap Road - North Service Road in the Township of Millburn, Essex County as shown on the attached plan TS 1583. This installation conforms with the provisions of Title 39 of the Revised Statutes as amended and supplemented. It is further recommended that the attached agreement pertaining to this installation be approved. The entire installation for the signal has been included in the roadway contract for Route 24, Section 11C and 12H and there will be an annual maintenance cost to this Department of $450. (September 22, 1971)

Signals - Traffic - Route 28
Middlesex Borough

32

Approval is recommended for the installation of traffic control signals at the intersection of Route 28 and Warrenville Road-Smally Avenue, Middlesex Borough, Middlesex County, as shown on the attached plan TS-2231. This installation conforms with the provisions of Title 39 of the Revised Statutes as amended and supplemented. It is further recommended that the attached agreement pertaining to this installation be approved. The State's share of the estimated cost will be $8,877 and there will be an annual maintenance cost to this Department of $240. (September 21, 1971)

Traffic Signal Approvals

33 In accordance with the provisions of R.S. 39:4-120 (as amended), it is recommended that the traffic signals and the regulatory signs and markings necessary for the proper operation of the signals, be approved at the following intersections:

ROUTE	INTERSECTION	MUNICIPALITY	COUNTY	DRAWING NO.
US 9W	Bayview Ave	Englewood Cliffs Boro	Bergen	TS 294 B
33	W. Main St (Co. Rt. 537)	Freehold Boro	Monmouth	TS 2053
35	Wyckoff Road	Eatontown Boro	Monmouth	TS 611 A
35	Clinton Ave	Eatontown Boro	Monmouth	TS 2259
156	Yardville-Allentown Rd	Hamilton Twp	Mercer	TS 2252
US 206	Cherry Hill Rd	Princeton Twp	Mercer	TS 2191 A

(September 22, 1971)

Local Government Aid Items

SU194(2) Cornell Heights Bridge
Hamilton Township, Mercer County

34 Approval is recommended of the request by the Township of Hamilton, Mercer County, to transfer $18,975.00 from the Kuser Road-Ward Avenue Conn. project Me-14X-67 to be applied toward the cost of preliminary engineering studies for the replacement of the Cornell Heights Railroad Bridge over the Penn Central Railroad, Federal Aid Secondary project SU194(2). The cost estimated at $37,950.00 is to be financed with federal funds on a 50/50 participating basis. (September 22, 1971)

SU186(6), Whitehall Road
Morris County

35 It is recommended that the attached Federal Aid Secondary program be approved and authority given to submit same to the Federal Highway Administration for their approval. This program involves the widening of Whitehall Road, Montville Township, Morris County, Federal Aid Secondary Project SU186(6). Total estimated cost is $680,000.00 to be financed with 50% from federal funds and 50% from Morris County. (September 21, 1971)

TOPICS PROGRAM T4001(35)
Boro of Paramus - Bergen County

36 It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project consists of the construction of a pedestrian overpass and bus stop areas in the Borough of Paramus, Bergen County, TOPICS Project T4001(35). Total estimated cost $196,300.00 to be financed 50% from federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968 and 50% from N.J. Dept. of Transportation special matching funds 61100 - 620-160-810. (September 23, 1971)

37

TOPICS PROGRAM T4001(36)
Waldwick Boro., Bergen County

It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project consists of the construction of a pedestrian overpass extension joining existing bridge and Route 17 and passing over Prospect Street in Waldwick Borough, Bergen County, TOPICS Project T4001(36). Total estimated cost $68,750.00 to be financed 50% from federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968 and 50% from N.J. Dept. of Transportation special matching funds 61100 - 620-160-810. (September 23, 1971)

T4002(2), City of Woodbury
Gloucester County

38 It is recommended that the attached project agreement modification be approved and executed for TOPICS Project T4002(2), City of Woodbury, Gloucester County. This modification represents an increase in federal funds to adjust to 50% of the revised total estimated cost of $51,200.00, including Change Order No. 2 covering cost overrun. (September 21, 1971)

Approved Subcontractors
Federal Aid Secondary

39 There are on file in the Bureau of Local Federal Aid Programs requests for approval, Form DC18(a), for subcontracting of work on two Federal Aid Secondary Projects. These requests have been screened and accepted by the Bureau of Contract Administration. Approval is recommended of Sublet Requests as listed below:

Project	Subcontractor	Percent of Contract Amt.
Woodbridge Ave., SU271(1) Middlesex County	Delta Excavating Co., Inc.	0.4
	Typhoon Fence of N.J.	0.8
Straughens Mill Rd., S273(2), Salem County	Union Paving Co.	8.3
	B & J Nursery	0.3
	Cornell & Co., Inc.	Specialty Item

(September 28, 1971)

County Aid Construction - Hamilton Township
Mercer County

40 Approval is recommended of acceptance and authorization of final payment of $9,000.00, State's share, for the improvement of Culvert #644.3W, Township of Hamilton, Mercer County, Me-1(C) S-70, completed by contract at a total cost of $19,431.50. County Aid Construction. (September 21, 1971)

County Aid Construction
Bedminster Township - Somerset County

41 Approval is recommended of acceptance and authorization of final payment of $28,658.76, State's share, for the improvement of Pottersville Road, Township of Bedminster, Somerset County, SO-1(C) S-68, completed by contract at a total cost of $65,759.39. Approval is also recommended of cancelling the balance of $1,341.24, State funds remaining on this project and of adding the same to the 1968 General State Aid Road System Fund. County Aid Construction. (September 28, 1971)

County Aid Construction - Bedminster Township
Somerset County

42 Approval is recommended of acceptance and authorization of final payment for the improvement of Rattlesnake Bridge Road, County Route #12, in the Township of Bedminster, Somerset County, (SO-1D(C)-67) completed by contract at a total cost of $229,994.35. State's share is $200,000.00 of which $51,822.99 has already been paid on Partial Estimate No. 1, leaving a balance to be paid of $148,177.01. County Aid Construction. (September 21, 1971)

County Aid Construction - Franklin Township
Somerset County

43 Approval is recommended of acceptance and authorization of final payment for the improvement of Hamilton Street, Section 2 & Drainage Easement, in the Township of Franklin, Somerset County, (SO-3(c)S-68) completed by contract at a total cost of $278,534.10. State's share is $128,039.89 of which $108,635.51 has already been paid on Partial Est. No. 1, leaving a balance to be paid of $19,404.38. Approval is also recommended of cancelling the balance of $6,960.11, State funds remaining on this project and of adding the same to the 1968 General State Aid Road System Fund. County Aid Construction. (September 21, 1971)

10

State Aid Road System & Extraordinary Aid
Cumberland County

44 Approval is recommended of the resolution adopted by the Cumberland County Board of Chosen Freeholders on August 12, 1971 to combine the $30,000 of 1971 State Aid Road System funds on Cedar Street-Brandriff Avenue, Cu-1(C)S-71 with the $110,525 of 1967 Extraordinary funds on Cedar Street and Brandriff Avenue Extension, Cu-8X(C)-67. It is also recommended that the title of the project be changed to "Brandriff Avenue Extension and Fulton Street Drainage, Cu-8X(C)-67." State Aid Road System and Extraordinary Aid. (September 28, 1971)

Municipal Aid - Absecon City
Atlantic County

45 Approval is recommended of acceptance and authorization of final payment of $13,647.94, State's share, for the improvement of Highland Boulevard, Section 1, City of Absecon, Atlantic County, A-19X-67, completed by contract at a total cost of $15,164.38. Approval is also recommended of deducting $270.62 from the total cost of construction due to non-conformance to the Job Mix Formula, and Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (September 28, 1971)

Municipal Aid - Northfield City
Atlantic County

46 Northfield City, Atlantic County, received two bids on September 7, 1971 for the construction of Burton Avenue, A-17A-69. The recommendation of the City is to make the award of contract to Delco Const. Co., Box 8, Hammonton, N. J. on their low lump sum bid of $22,532.50 for 2" FABC-1 surface. Approval is recommended. Municipal Aid. (September 28, 1971)

Municipal Aid - Paramus Borough
Bergen County

47 Approval is recommended of acceptance and authorization of final payment of $34,295.60, State's share, for the improvement of Spring Valley Road, Section 5, Borough of Paramus, Bergen County, B-6S-68, completed by contract including engineering at a total cost of $77,267.93. Approval is also recommended of cancelling the balance of $30,704.40, State funds remaining on this project and of adding the same to the 1969 General State Aid Road System Fund. Approval is further recommended of deducting $1,654.28 from the total cost of construction due to non-conformance to the Air Void Requirements and Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (September 28, 1971)

Municipal Aid - Chesterfield Township
Burlington County

48 Approval is recommended of acceptance and authorization of final payment of $12,811.58, State's share, for the improvement of Ward Avenue, Section 1, Township of Chesterfield, Burlington County, BU-6S-69, completed by contract including engineering at a total cost of $17,082.10. Approval is also recommended of cancelling the balance of $188.42, State funds remaining on this project and of adding the same to the 1969 General State Aid Road System Fund. Approval is further recommended of deducting $55.37 from the total cost of construction due to non-conformance to the Job Mix Formula of the Bituminous Concrete Pavement. Municipal Aid. (September 28, 1971)

Municipal Aid - Florence Township
Burlington County

49 Approval is recommended of plans and supplementary specifications for the construction of Hamilton Avenue, Florence Township, Burlington County, Bu-13A-69. Municipal Aid. (September 28, 1971)

Municipal Aid M & R
Cape May County - 1971

50 Approval is recommended of the agreements executed by the Cape May County Board of Chosen Freeholders and the municipalities listed in the attached tabulation.

These agreements provide for the performance of maintenance and repair work, outlined in the approved 1971 Municipal Aid Schedule of Work, by the County of Cape May in accordance with the provisions of R. S. 27:15-1.11. (September 28, 1971)

51 **Municipal Aid - Cape May City**
Cape May County

Cape May City, Cape May County, received two bids on August 9, 1971 for the construction of Benton Avenue, CM-2-71. The recommendation of the City is to make the award of contract to Versaggi Bros. Const. Inc., 113 W. 20th Street, North Wildwood, N. J. on their low lump sum bid of $9037.15 for 1½" Bit. Conc. Type FABC-1, Mix #5 surface. Approval is recommended. Municipal Aid. (September 22, 1971)

52 **Municipal Aid - Paulsboro Borough**
Gloucester County

Paulsboro Borough, Gloucester County, received five bids on August 17, 1971 for the construction of Pennline Avenue, Gl-1F-71. The recommendation of the Borough is to make the award of contract to Fisher Engineering & Const. Corp., Maple Shade Industrial Center, Maple Shade, N.J. on their low lump sum bid of $8372.50 for 2" FABC-1, Mix #5 surface. Approval is recommended. Municipal Aid. (September 22, 1971)

53 **Municipal Aid - Union City**
Hudson County

Union City, Hudson County, received three bids on September 9, 1971 for the construction of 20th Street and New York Avenue, H-2F-71. The recommendation of the City is to make the award of contract to Warren Bros. Co., End of Planten Avenue, Prospect Park, N.J. on their low lump sum bid of $21,867.60 for 1½" FABC-1 surface. Approval is recommended. Municipal Aid. (September 22, 1971)

54 **Municipal Aid - Alexandria Township**
Hunterdon County

Approval is recommended of acceptance and authorization of final payment of $17,563.86, State's share, for the improvement of Mt. Pleasant-Hickory Corner Road, Section 6, Township of Alexandria, Hunterdon County, HUN-1-68, completed by contract including engineering at a total cost of $23,828.98. Municipal Aid. (September 28, 1971)

55 **Municipal Aid - Perth Amboy City**
Middlesex County

Approval is recommended of the request from Perth Amboy City of combining $17,044 of 1970 Formula funds on Kelsey Avenue, Lawton Place and McKeon Street with the $17,044 of 1971 Formula funds on Patterson, Herbert and Market Streets, Brace Avenue, Gordon Street, Sections 1 and 2 and Steurwald Place. Approval is also recommended of deleting Kelsey Avenue and Lawton Place from the project.

Approval is further recommended of supplementary specifications for the resurfacing of McKeon, Patterson, Herbert and Market Streets, Brace Avenue, Gordon Street, Sections 1 and 2 and Steurwald Place, Perth Amboy City, Middlesex County, Mi-7F-71. Municipal Aid. (September 22, 1971)

56 **Municipal Aid - South Plainfield Borough**
Middlesex County

Approval is recommended of plans and supplementary specifications for the construction of Lakeview Avenue, South Plainfield Borough, Middlesex County, Mi-19-70. Municipal Aid. (September 28, 1971)

57 **Municipal Aid - Manasquan Borough**
Monmouth County

Manasquan Borough, Monmouth County, received three bids on September 13, 1971 for the construction of East Main Street, Section 3, Mh-6F-71. The recommendation of the Borough is to make the award of contract to Fred McDowell, Rt. 34, Wall, N.J. on their low lump sum bid of $4652.00 of 2" FABC-1 surface. Approval is recommended. Municipal Aid. (September 28, 1971)

Municipal Aid - Morris Township
Morris County

58 Approval is recommended of acceptance and authorization of final payment of $25,415.63, State's share, for the improvement of Hillcrest Avenue, Springview Drive, Edgehill Avenue, Ferndale Avenue, West Lake Blvd., Fairmount Avenue, Dellwood Road, and Burnham Parkway; Morris Township, Morris County, M-11F-69, completed by contract at a total cost of $29,813.55. Approval is also recommended of deducting $676.43 from the total cost of construction due to non-conformance to the Job Mix Formula, Air Void Requirements of the Bituminous Concrete Pavement. Municipal Aid. (September 21, 1971)

Municipal Aid - Bay Head Borough
Ocean County

59 Bay Head Borough, Ocean County, received three bids on September 13, 1971 for the construction of Lake Avenue, Section 3, O-1-70. The recommendation of the Borough is to make the award of contract to Fred McDowell Inc., Box 119, Belmar, N.J. on their low lump sum bid of $11,707.60 for 2" Bit. Concrete Type FABC. Approval is recommended. Municipal Aid. (September 28, 1971)

Municipal Aid - Dover Township
Ocean County

60 Dover Township, Ocean County, received five bids on June 22, 1971 for the construction of Shady Nook Drive, Hospital and Cedar Inn Drives, O-1F-71. The recommendation of the Township is to make the award of contract to Thomas Nicol Co. Inc., 182 Hamilton Road, Farmingdale, N. J. on their low lump sum bid of $12,605. for 1½" FABC-1 surface. Approval is recommended. Municipal Aid. (September 28, 1971)

Municipal Aid - Dover Township
Ocean County

61 Approval is recommended of supplementary specifications for the resurfacing of Breton Harbors Drive and Elizabeth Avenue, Dover Township, Ocean County, O-7A-71. Municipal Aid. (September 22, 1971)

Municipal Aid - Borough of Hawthorne
Passaic County

62 Approval is recommended of acceptance and authorization of final payment of $33,759.00, State's share, for the improvement of Tenth Avenue & Dixie Avenue Drainage, Borough of Hawthorne, Passaic County, P-15X-67, completed by contract at a total cost of $42,132.46. Municipal Aid. (September 21, 1971)

Municipal Aid - Paterson City
Passaic County

63 Approval is recommended of acceptance and authorization of final payment of $23,934.63, State's share, for the improvement of Mary Street & Straight Street (Widening & Resurfacing), City of Paterson, Passaic County, P-6-69, completed by contract at a total cost of $26,673.00. Approval is also recommended of deducting $78.96 from the total cost of construction due to non-conformance to the Job Mix Formula of the Bituminous Concrete Pavement. Approval is further recommended of an additional Rearrangement Payment #1 for the above specified Project, State's share $1,017.54 paid on State Bill Form AC-8 to the City of Paterson for the Relocating curb stops and boxes, and removing and replacing hydrants, completed by Passaic Valley Water Commission, at a total cost of $1,130.60. Municipal Aid. Approval is also recommended of cancelling the balance of $5,047.83, State funds remaining on this project and of adding the same to the County General Funds. Municipal Aid. (September 28, 1971)

Municipal Aid - Alloway Township
Salem County

64 Approval is recommended of acceptance and authorization of final payment of $8,551.49, State's share, for the improvement of School Lane, Township of Alloway, Salem County, S-1-70, completed by contract at a total cost of $13,017.21. Approval is also recommended of cancelling the balance of $448.51, State funds remaining on this project and of adding the same to the County General Funds. Approval is further recommended of deducting $391.89 from the total cost of construction due to non-conformance to the Specified Thickness Requirements of the Bituminous Concrete Pavement. (September 21, 1971)

65 Municipal Aid - Lafayette Township
Sussex County

Approval is recommended of acceptance and authorization of final payment for the improvement of Old Beaver Run Road, Section 2, in the Township of Lafayette, Sussex County, (SU-10-64) completed by contract including inspection and engineering at a total cost of $55,045.23. State's share is $48,685.39 less $1,757.39, 1946 Dirt Road Funds prepaid to Sussex County, applying to this project in accordance with County Resolution dated August 9, 1966, and $35,085.87 previously paid on Partial Estimates Nos. 1, 2, 3 & 4, leaving a balance to be paid of $11,842.13. Municipal Aid.(September 21, 1971)

66 Municipal Aid - Frankford Township
Sussex County

Approval is recommended of supplementary specifications for the resurfacing of East Shore Culver Lake Road, Section 4, Frankford Township, Sussex County, Su-4-71. Municipal Aid. (September 22, 1971)

67 Municipal Aid - Vernon Township
Sussex County

Approval is recommended of acceptance and authorization of final payment of $19,042.00, State's share, for the improvement of Sammis Road, Township of Vernon, Sussex County, SU-23X-67, completed by contract at a total cost of $21,320.29. Approval is also recommended of deducting $453.44 from the total cost of construction due to non-conformance to the Air Void Requirements of the Bituminous Concrete Pavement. Municipal Aid.(September 28, 1971)

68 Municipal & Extraordinary Aid
Clark Township - Union County

Clark Township, Union County, received eight bids at the second letting on August 26, 1971 for the construction of Oak Ridge Road, U-3F-63. The recommendation of the Township is to make the award of contract to D & L Contracting Co. Inc. 1781 Winfield Street, Rahway, N. J. on their low lump sum bid of $289,492.50 for 2" FABC-1 Mix #5 surface. Approval is recommended. Municipal & Extraordinary Aid. (September 28, 1971)

69 Municipal Aid - Kenilworth Borough
Union County

Kenilworth Borough, Union County, received seven bids on August 23, 1971 for the construction of North 7th, 10th and South 20th Streets, U-4F-70. The recommendation of the Borough is to make the award of contract to DiDonato & Ruffini, 1045 Milton Boulevard, Rahway, N. J. on their low lump sum bid of $9003.00 for 2" Bit. Concrete Mix #5. Approval is recommended. Municipal Aid. (September 28, 1971)

70 Municipal Aid - Plainfield City
Union County

Plainfield City, Union County, received four bids on September 3, 1971 for the construction of Richmond Street, U-9F-69. The recommendation of the City is to make the award of contract to Roadway Const. Co., 19 Ellmyer Road, Edison, N.J. on their low lump sum bid of $101,098.40 for 3" FABC-2 surface. Approval is recommended. Municipal Aid. (September 28, 1971)

71 Municipal Aid - Hackettstown Town
Warren County

Hackettstown Town, Warren County, received two bids on August 23, 1971 for the construction of Grand Avenue, Section 2, W-7-71. The recommendation of the Town is to make the award of contract to Centrum Const. Corp., Box 5060, Clinton, N.J. on their low lump sum bid of $16,599.00 for 2" FABC-1 surface. Approval is recommended. Municipal Aid. (September 28, 1971)

Right of Way Items

General Property Parcel Map
Route 15, Section 2

72 There is presented a portion of the General Property Parcel Map on Route 15, Section 2, Berkshire Valley Road to Morrix-Sussex County Line, Control Section 1404-405, showing right of way to be acquired for alignment improvement at Mase Mountain. There is also attached a Processing Form recommended and approved by Messrs. Sliwa and Freidenrich, and approved as to the availability of funds by Mr. Bridegum.

It is recommended that this portion of the General Property Parcel Map be approved, subject to such changes as may be necessary in order to conform with construction plans as finally adopted and approved. It is also requested that authority be granted to negotiate for the acquisition of the necessary right of way.

The estimated cost of right of way for this project is $25,000.00. Authority is requested to set up this amount from funds available in the 1971 Construction Program. **(September 28, 1971)**

General Property Parcel Map
Route 30, Section 12

73 There is presented a portion of the General Property Parcel Map on Route 30, Section 12, Waterford Road to Taunton Road, Control Section 0401-401, showing right of way to be acquired for corner cutbacks at Bartram Road. There is also attached a Processing Form recommended and approved by Messrs. Sliwa and Freidenrich, and approved as to the availability of funds by Mr. Bridegum.

It is recommended that this portion of the General Property Parcel Map be approved subject to such changes as may be necessary in order to conform with construction plans as finally adopted and approved. It is also requested that authority be granted to negotiate for the acquisition of the necessary right of way.

The estimated cost of right of way for this project is $5,000.00. Authority is requested to set up this amount from funds available under Item 61 of the 1971 Construction Program (100% State Bond).

Included in the above is the sum of $600.00 for taxes. **(September 21, 1971)**

General Property Parcel Map
Route 79, Section 3

74 There is presented a portion of the General Property Parcel Map on Route 79, Section 3, Hillsdale Road to Route 34, Control Section 1322-401, showing right of way to be acquired for intersection improvement at Conover Road. There is attached a Processing Form recommended and approved by Messrs. Sliwa and Freidenrich, and approved as to the availability of funds by Mr. Bridegum.

It is recommended that this portion of the General Property Parcel Map be approved subject to such changes as may be necessary in order to conform with construction plans as finally adopted and approved. It is also requested that authority be granted to negotiate for the acquisition of the necessary right of way.

The estimated cost of right of way for this project is $50,000.00. Authority is requested to set up this amount from funds available under Item 56 of the 1971 Construction Program (100% State Bond).

Included in the above is the sum of $1,400.00 for appraisals and $1,800.00 for taxes. **(September 21, 1971)**

General Property Parcel Map
Route 92 Freeway, Section 3

75 There is presented a portion of the General Property Parcel Map on Route 92 Freeway, Section 3, Cranbury Brook to Middlesex-Somerset County Line, Control Section 1239-401, showing the advance acquisition of Parcels 38A and B (Solar MOtel). There is also attached a Processing Form recommended and approved by Messrs. Sliwa and Freidenrich, and approved as to the availability of funds by Mr. Bridegum.

It is recommended that this portion of the General Property Parcel Map be approved, subject to such changes as may be necessary in order to conform with construction plans as finally adopted and approved. It is also requested that authority be granted to negotiate for the acquisition of the necessary right of way.

The estimated cost of right of way for this project is $350,000.00. Authority is requested to set up this amount from funds available under Item 124 of the 1969 Construction Program (100% State Bond).

Included in the above is the sum of $10,000.00 for appraisal fees and $700.00 for taxes. **(September 28, 1971)**

Right of Way
Route 1, Section 6

76 There is presented an application for a Riparian Grant required from the Department of Environmental Protection on Route 1, Section 6, from Route 26 to Raritan River, Parcels T24A, TE24B, and T24C.

It is recommended that this application be executed by the Commissioner so that the same can be formally presented to the Department of Environmental Protection.

The Fair Market Value for the subject parcels is $5,900.00. Authority is requested to pay up to this amount. **(September 22, 1971)**

Right of Way
Route 21 Freeway, Section 6

77 There is presented negotiated purchase agreement on Route 21-Freeway, Section 6, Control No. 0234-401, From Monroe Street to Route 80.

Parcels 104A & U104B	Basil Sroke, Jr. & Patricia C. Sroke, h/w	Consideration Including down payment	$66,900 $16,500

These parcels having been appraised and the Reviewer's registered Fair Market Value determination being $66,900, approval is recommended.

Said parcel, U104B, being required to relocate certain facilities of the Borough of East Paterson, further authority is requested to convey this parcel to the Borough of East Paterson at such time as a utility order has been consummated which provides for said conveyance.

Authority is requested to dispose of the improvements to the road contractor, by public auction, or by sealed bids. **(September 28, 1971)**

78

Right of Way
Route 70, Section 14

There is presented negotiated purchase agreement on Route 70 (1953), Section 14, Garden State Parkway To Herbertsville Road;

Parcel 22	Hylda W. Callagan, Widow, Individually and Executrix of the Last Will and Testament of Harry P. Callagan.	Consideration	$47,550.
	Less allowance to State of for owner's retention and removal of 1 large advertising sign, 1 directional sign, and 1 floodlight.		$ 175.
		Net Cash Consideration	$47,375.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $47,550. The Retention Estimate is $175. Approval is recommended.

Authority is requested to dispose of the 270 Lineal Feet of fencing to the road contractor, by public auction or by sealed bids. (September 28, 1971)

79

Right of Way
Route 78, Section 5F

There is presented negotiated purchase agreement on Route 78, Section 5F, Federal Aid Project I-78-5-(5), from Lyons Avenue to Schuyler Avenue;

Parcel 339	William McKinley Randolph, divorced	Consideration	$24,500.
Remnant to be acquired			500.
		Total Consideration	$25,000.
		Including down payment of	$ 1,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $24,500; the remnant is $500.; totaling $25,000. Approval is recommended.

Authority is requested to dispose of the improvements to the road contractor by public auction or by sealed bids. (September 21, 1971)

80

Right of Way
Route 202 Freeway, Section 20

There is presented negotiated purchase agreement on Route 202 Freeway, Section 20, New Hope-Lambertville Bridge to Route U.S. 202;

Parcels 28 & 28B	Walter E. Foran, Executor for the Estate of Arthur F. Foran, Sr. deceased	Consideration	$275
Plus damaged remnant to be acquired			$200
		Total Consideration	$475

The parcels have been appraised and the Reviewer's registered Fair Market Value determination is $275., the damaged remnant being $200., totaling $475. It is recommended that this agreement be approved. (September 21, 1971)

Right of Way
Route FAI 104-2(2) also
known as 287 - 2(2)

81 There is presented herewith a deed for conveyance of Parcel V3R12C2 on Route FAI 104-2-(2), also known as 287-2-(2), Route U. S. 22 to Easton Avenue, from the State of New Jersey to The Sherwin-Williams Company.

This conveyance is being made in accordance with an agreement approved by the State Highway Commissioner on November 18, 1958, under the terms of which Hemingway & Company, Inc. and The Sherwin-Williams Company conveyed to the State Parcels 14A and R14B at a consideration of $49,000 plus the conveyance of Parcel V3R12C2 to the Sherwin-Williams Company. All the other terms of this agreement have been consummated. It is recommended that this deed be executed and authority granted to make delivery of same.

The Commissioner of Transportation does hereby determine that Parcel V3R12C2 is no longer required for the use of the State of New Jersey in the improvement, betterment, reconstruction or maintenance of any state highway. **(September 21, 1971)**

Right of Way
Route 17, Section 5

82 There is presented again the matter of acquisition of property on Route 17, Section 5, Federal-aid Project F-102-(26), Ridgewood Avenue to Allendale Avenue. Condemnation proceedings were previously authorized, as the owners demand was $20,000 which was considered excessive. A commission hearing was held and an award was rendered in the amount of $3,250 which was appealed by the owner.

Prior to a jury trial, the State's Outside Counsel proposed a settlement in the amount of $4,000 which was concurred in by the Right of Way Division. This resulted in the execution of an agreement as follows:

Parcel R179	Mal Realty Company	Consideration	$4,000

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $3,000. The variance is not monetarily substantial and if this case proceeded to a jury trial, a verdict could not be achieved under this settlement; therefore, the agreement would appear to be in the public interest and approval is recommended.

It is also recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. **(September 21, 1971)**

Right of Way
Route 18 Freeway, Section 10

83 **There is presented again the matter of acquisition of property on Route 18 Freeway, Section 10, Federal Project F-112-(23), From Route 34 To Route 35 Freeway. Condemnation proceedings were previously authorized on January 13, 1969 as the owner's demand was considered excessive.**

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 47	**Borough of New Shrewsbury (A Municipal Corporation of the State of New Jersey)**	**Consideration $1,000.**

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $750. The variance is not substantial and the agreement would appear to be in the public interest.

It is recommended that this agreement be approved and that the condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (September 21, 1971)

Right of Way
Route 76, Section 1

84 There is presented again the matter of acquisition of property on Route 76 (1953), Section 1, Federal-aid Project I-76-8-(12), Benjamin Franklin Bridge to Kaighn Avenue. Condemnation proceedings were previously authorized on February 11, 1971 as the owner's demand of $48,000 was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcels 994	Charles McCready, et als	Consideration	$42,000.
Plus remnant to be acquired (X994B)			100.
		Total Consideration	$42,100.
		Less allowance to the State for owner's removal and retention of 7 washbasins, 3 toilets and 15 ceiling lights	130.
		Net Consideration	$41,970.
		Including down payment of	$ 5,000.

The parcel has been appraised and the reviewer's registered fair market value determination is $41,500; the value of the remnant is $100; for a total of $41,600.

The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Authority is requested to dispose of the improvement to the road contractor, by public auction, or by sealed bids. (September 21, 1971)

Right of Way
Route 90 Freeway, Section 2

85 There is presented again the matter of acquisition of property on Route 90 Freeway, Section 2, From Route U.S. 130 to Camden Avenue. Condemnation proceedings were previously authorized on February 2, 1971, at which time the State's fair market value offer of $748,500 was offered to and refused by the owner, who refused to state a demand or negotiate further at this time.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcels 25 & X25B	Pennsauken Park Group, a Pennsylvania limited partnership, by its General Partners, Gabrial H. Berkowitz, Louis H. Gross and Marvin Kowit	Consideration	$786,350.
		Including court deposit of previously withdrawn	$750,700.

The parcel has been appraised and the reviewer's registered fair market value determination is $786,350. Approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Authority is requested to dispose of the improvements to the road contractor, by public auction, or by sealed bids.

Further authority is requested to make payment in the sum of $35,650, representing the difference between the consideration provided for in the agreement and the deposit withdrawn from Court. (September 21, 1971)

86

Right of Way
Route 287, Section 8

There is presented again the matter of acquisition of property on Route 287 (1953), Section 8, Federal-aid Project I-287-2-(18). Condemnation proceedings were previously authorized at which time the owners refused to state a demand.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 23	Charles W. Call, Jr. and Eloise F. Call, his wife	Consideration $31,000
	including deposit withdrawn from the court of	23,000

The parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $28,550. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to make payment of the sum of $8,000 representing the difference between the consideration provided for in the agreement and the deposit withdrawn from Court. (September 21, 1971)

87

Right of Way
Route 295, Section 7

There is presented again the matter of acquisition of property on Route 295 (1953), Section 7, Federal-aid Project I-295-2-(45), From Crosswicks Creek to Route 33. Condemnation proceedings were previously authorized on August 1, 1969 as the owners' demand of $35,000 was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcels 2A & U23	Elmer Thompson and Eleanor Thompson, h/w	Consideration $29,000.
	Less allowance to State for owner's retention and removal of dwelling and shrubbery	375.
	Net Consideration	$28,625.
	Including down payment of	7,000.
	Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling	5,000.

The parcels have been appraised and the Reviewer's registered Fair Market Value determination is $28,000. The Replacement Housing Bonus is $5,000. The Retention Estimate for dwelling is $350. The Retention Value for shrubbery is $25. The variance not being substantial the agreement would appear in the public interest and approval is recommended.

Authority is also requested to return the deposit check to the Division of Auditing and Accounting for cancellation.

It is further recommended that condemnation proceedings previously authorized be discontinued. (September 28, 1971)

Right of Way
Route 20, Section 3

88 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 3, Project No. 100% State, from Main Street to Maple Avenue Interchange, Parcel 89.

Authority is requested to rent the subject apartment to Hedwig Gembert for a rental of $60 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-3-89-1.

This rent is the amount currently being paid by the occupant. Economic rent for this unit is $75. based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on August 26, 1971. This represents an increase in rent from $60 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is requested also to close title subject to the Lease occupancy.
(September 21, 1971)

Right of Way
Route 20, Section 3

89 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 3, Project No. 100% State, from Main Street to Maple Avenue Interchange, Parcel 89.

Authority is requested to rent the subject apartment to Eleanor Cassidy for a rental of $60 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-3-89-2.

This rent is the amount currently being paid by the occupant. Economic rent for this unit is $75. based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on August 26, 1971. This represents an increase in rent from $60 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the Lease occupancy.
(September 21, 1971)

Right of Way
Route 20 Freeway, Section 2

90 There is presented again the matter of acquisition of property on Route 20 Freeway, Section 2, Federal Aid Project I-80-4-(4), from Route U.S. 46 Interchange to Main Street, Parcel 258 and X258B, Mykola Udowychenko and Johanna Udowychenko, his wife. Condemnation proceedings were previously authorized on March 12, 1970 and a complaint was filed together with the Declaration of Taking and court deposit.

Subsequently, an agreement was secured with the owners in the amount of $14,400. and the court deposit was withdrawn by the State in order to make payment to the owner. Later, it was determined by our Title Bureau that the owners could not convey clear title to the State, therefore, authority is now requested to continue condemnation proceedings previously authorized and to deposit the Fair Market Value of $14,000. into the Superior Court.

Authority is requested to rescind the commission action dated April 16, 1971 approving the agreement and to consider the agreement null and void.

Further authority is requested to dispose of the building and the garage to the road contractor by public auction or by sealed bids. **(September 21, 1971)**

✓
Right of Way
Route 21 Freeway, Section 6

91 There are presented report and appraisal with map and description on Route 21 Freeway, Section 6, Control No. 1503-403, from Monroe Street to Route 80, Parcel 12A, Marvin L. Goidell & Claire Goidell, h/w, Norman F. Levy & Betty R. Levy, h/w and Ben Pekin & Cecile Pekin, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. Owner's attorney refused a suggested settlement in the sum of $2,400 and demanded case be submitted for condemnation immediately.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $2,400. **(September 21, 1971)**

✓
Right of Way
Route 22, Section 15

92 There is presented again the matter of acquisition of property on Route 22, Section 15, from U.S. 1, U.S. 9 and Route 21 Interchange to Union County Line, Parcel 4, Kabercoe, Inc.. Condemnation proceedings were authorized on September 15, 1970 at which time the owner refused to state a demand. A complaint was filed on November 24, 1970.

Subsequently, the appraisals have been updated to the date of complaint which has resulted in the Fair Market Value being re-registered in the sum of $134,400. which was offered to and refused by the owner who refused to state a demand. Authority, therefore, is requested to deposit an additional $6,150. with the Superior Court which when combined with the $128,250. previously authorized for deposit will make a total authorization of $134,400.

There has been no court deposit to date as possession has not been required. **(September 21, 1971)**

✓
Right of Way
Route 29 Freeway, Section 10

93 There are presented report and appraisal with map and description on Route 29 Freeway, Section 10, From Lalor Street to Route 37, Parcel 57, Eugene Gendek and Stella Gendek, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $46,000.00 was offered to and refused by the owners, who demanded $130,000.00, which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $46,000.00.

Authority is requested to dispose of the 1 1/2 story building to the road contractor, by public auction or by sealed bids. **(September 21, 1971)**

Right of Way
Route 78, Section 5F

94 There are presented report and appraisal with map and description on Route 78(1953), Section 5F, Federal Project I-78-5-(5), From Lyons Avenue to Schuyler Avenue, Parcel 336, Daniel Turner and Ludella Turner, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The registered Fair Market Value determination of $24,500 plus a Replacement Housing Bonus of $4,700 was offered to and refused by the owners' agent who demanded $35,000, which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $24,500.

Upon taking of possession, authority is requested to dispose of the improvements to the road contractor, by public auction, or sealed bids.
(September 28, 1971)

Right of Way
Route 95, Section 3

95 There are presented report and appraisal with map and description on Route 95, Section 3, Federal-aid Project IP-95-5-(10), From Scotch Road to Elm Ridge Road, Parcel 12, Dr. Thomas G. Conte & Katherine E., h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $18,400. was offered to and refused by the owner, whose demand of $45,000. is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $18,400.
(September 21, 1971)

Right of Way
Route 130, Section 9

96 There are presented report and appraisal with map and description on Route 130, Section 9, From Cooperstown Rd. to New Albany, Parcel E53B, Levittown Times Corporation, A New Jersey Corporation.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The registered Fair Market Value of $500.00 was offered to and refused by the owner, who refused to state a demand or negotiate further at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $500.00. (September 28, 1971)

Right of Way
Route 178 Freeway, Section 1

97 There are presented report and appraisal with map and description on Route 178 Freeway, Section 1, From Route 24 Freeway To Routes 10 and 53; Parcel 45, Seventeen Coproration.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $95,000, which was offered to and refused by the owner who demanded $105,000, which is considered escessive.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit $95,000 with the court.

Further authority is requested to dispose of the service station, one sign, and three light poles to the road contractor, by public auction, or by sealed bids. (September 22, 1971)

Right of Way
Route 202 Freeway, Section 20

98 There are presented report and appraisal with map and description on Route 202 Freeway, Section 20, New Hope-Lambertville Bridge to Route 202, Parcel 12A, Public Service Electric and Gas Company (A N.J. Corp.)

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value determination of $9,600 together with the Administrative Settlement amount of $550, a total amount of $10,150 was offered to and accepted by the owners' agent whc is unable to complete negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $9,600. (September 21, 1971)

Right of Way
Route 202 Freeway, Section 20

99 There are presented report and appraisal with map and description on Route 202 Freeway, Section 20, New Hope-Lambertville Bridge To Route U.S. 202, Parcel 12B, Public Service Electric and Gas Company, a New Jersey corporation.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value determination of $3,500 together with the Administrative Settlement amount of $400, totalling $3,900 was offered to and accepted by the owner's agent who is unable to complete negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $3,500. (September 21, 1971)

Right of Way
Route 295, Section 5

100 There is presented the matter of an owner's housing payment on Route 295 (1953), Section 5, Project No. I-295-2-(31), Florence-Columbus Road to Crosswicks Creek, Parcel 3, former owner - Robert E. Lovenduski.

An award was approved by the Assistant Commissioner, Highways, on August 18, 1971, and subsequently by reason of the owner's entitlement to additional benefits, a replacement housing additive was established in the amount of $4,150. The owner complied with the State's regulations in that he purchased and occupied decent, safe, and sanitary housing within a period of one year and submitted the required application for supplementary payment. The State's representative inspected the housing on March 16, 1971, and certified that the replacement housing is decent, safe, and sanitary.

Authority is requested to pay the replacement housing bonus in the amount of $4,150. (September 28, 1971)

Right of Way
Route 295, Section 9

101 There is presented report and appraisal with map and description on Route 295, Section 9, Federal-aid Project I-295-2-(54), From Route 95 to Route U.S. 1, Parcels 3A and U3B, Franklin T. Colcord and Gudrun Colcord, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels in fee simple, subject to any public utilities existing in the premises. The State's registered fair market value of $34,250. was offered to and refused by the owner's agent, whose demand of $125,000. is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property, delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the Court $34,250.

Said Parcel U3B being required to relocate the facilities of the American Telephone and Telegraph Company and the Public Service Electric and Gas Company and the Shell Oil Company, authority is requested to convey this parcel to these companies at such time as a utility order providing for said conveyance has been secured by the Engineer of Utilities. (September 28, 1971)

Right of Way
Route 295, Section 9

102 There is presented report and appraisal with map and description on Route 295, Section 9, Federal-aid Project I-295-2-(54), From Route 95 to Route U.S. 1, Parcel 5, R.C. Maxwell Company, A Corporation of the State of New Jersey.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $53,730. was offered to and refused by the owner, whose demand of $135,000. is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $53,730.

Upon taking possession, authority is requested to dispose of the two Billboards to the road contractor, by public auction or by sealed bids. (September 21, 1971)

Appraisal Orders

103 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
9/16/71	1971-A-376	Calvin M. Schwartz	Middlesex	1	$1,000
"	377	Charles N. Schragger	Mercer	3	350
"	378	Calvin Schwartz	Cumberland	1	500
"	379	Ford, Bacon & Davis	Somerset	1	3,500
"	380	Howard L. McMurray	"	1	3,500
9/17/ 71	381	C. L. Orbaker & Assoc.	Monmouth	1	700

Approval is recommended. (September 27, 1971)

Appraisal Order

104 There is presented the following Appraisal Order:

Date	Order No.	Appraiser	County	No. of parcels	Fee
9/22/71	1971-A-385	Seymour Simon	Somerset	1	$500

Approval is recommended.

Authority is requested to cancel Order 1971-A-142 to Seymour Simon. It has been determined that the appraisal could not be completed without an engineering report and a new order has been issued for a land only appraisal.

Parcel to be added - 10, fee $500

Parcel to be cancelled - 10, fee $700 (September 28, 1971)

Legal Items

Right of Way
Route 3, Section 3

105 There is presented herewith the matter of the commission award entered against the State in the condemnation of property on Route 3, Section 3, Parcel 2R98, in the Borough of Rutherford, owned by Visvaldis Dzenis.

At the hearing before condemnation commissioners the owner presented testimony in the amount of $222,300. This figure was as of May 1970 which was five months after the taking date. It did not allow for slope damage. The State presented testimony in the amount of $157,700 which figure included slope damage. The fair market value was registered in the amount of $157,700 and court deposits have been made totaling that amount. The commission award was in the amount of $177,840. A protective appeal has been filed.

It is recommended that the appeal taken from the commission award be approved. (September 21, 1971)

Right of Way
Route 18 Freeway, Section 10

106 There is presented here the matter of the condemnation award entered against the State in the condemnation of property on Route 18Freeway, Section 10, Parcels R7A1, LR7B, R7C, 9B, owned by Joseph Manzo; et al.

At the hearing before the commissioners the State offered testimony in the amount of $40,300.00 which was the registered fair market value. The condemnee offered testimony in the amount of $100,000.00 and in the amount of $56,700.00. Complaint was filed on April 11, 1969. Deposit was paid into Court in the amount of $40,300.00. The Report of Commissioners was in the amount of $65,000.00.

It is recommended that an appeal be taken in this matter. A protective appeal has been filed. (September 21, 1971)

Right of Way
Route 35, Section 5

107

There is presented the matter of the Commissioner's award in the condemnation of property on Route 35, Section 5, Parcels 67 and 69, in the Borough of Neptune City, owned by Olindo E. and Mary Siciliano, husband and wife.

The Complaint was filed June 26, 1970. This is a partial taking of 2 rectangular tracts of 76 FF x 7.5' on Route 35 being an area of 620 SF together with certain site improvements consisting of macadam and some landscaping.

The Fair Market Value was re-registered on June 4, 1971 in the sum of $4,600.00. The owner's architect testified to the necessity of an alteration job on the building resulting from the taking and a cost to cure expense of $24,297.00. The owner's real property expert and appraiser put a value of $15,600.00 on the entire partial taking. The State's expert put a fair market value of $4,600.00 on the taking; to wit: land $1,000.00; site improvements $700.00; and severance damage to building $2,900.00.

The Commissioners made an award of $15,250.00. This award is grossly in excess of the fair market value of $4,600.00. I recommend an appeal and a protective appeal has been filed. (September 24, 1971)

Right of Way
Route 45, Section 6

108

There is presented again the matter of the condemnation entered against the property located on Route 45, Section 6, Parcel R65 in the Township of Deptford, County of Gloucester, owned by Augustine J. Palazzo.

The complaint was filed on June 26, 1969 and the sum of $26,000.00 was deposited into court on February 20, 1970, which sum was withdrawn.

At the hearing before the Commissioners the property owner offered testimony in the sum of $45,000.00 while the State offered testimony that the F.M.V. was in the sum of $30,000.00. The State also had an additional appraisal from another expert whose value was in the sum of $41,000.00.

The Commissioners made an award in the sum of $38,000.00.

It is my considered opinion that it is in the best interest of the State that this award in the sum of $38,000.00 be approved and payment made with interest at 6% on the sum of $12,000.00, which is the sum in excess of the amount deposited on February 20, 1970 to the date of payment. (September 21, 1971)

Right of Way
Route 55 Freeway, Section 7

109 There is presented the matter of the Commissioners' Award against the State in the condemnation of property on Route 55 Freeway, Section 7, Parcel 36, owned by Nathan Dunkelman; et al.

This is a partial taking.

The fair market value was registered in the sum of $8,500.00 and the sum of $8,100.00 was deposited into Court on May 21, 1971.

At the hearing before the Commissioners, the owners testified to an amount in the sum of $12,500.00 and the State offered testimony in the sum of $8,500.00. The Commissioners awarded $12,500.00.

It is recommended that an appeal be taken from the Commissioners' award. (September 21, 1971)

Right of Way
Route 70, Section 3

110 There is presented here the matter of the appeal by the State from the award of condemnation commissioners in the sum of $19,500.00. A Judgement was entered against the State in the condemnation of property on Route 70, Section 3, Parcel 17, owned by Angelo D. Rinaldi and Eugenia Rinaldi, his wife.

At the trial before the Court the owners offered testimony in the amount of $45,000.00, and the State offered testimony in the amount of $13,650.00. Fair Market Value was established in the amount of $13,650.00. The verdict was in the sum of $26,000.00; and the Judgement added interest from August 7, 1970 to the date of payment of the Judgement at the rate of 6% per annum.

Approval of the payment of the verdict in the amount of $26,000.00 is recommended together with lawful interest as computed by the Bureau of Titles. No deposit has been made in Court. There does not appear to be legal error of sufficient signifiance to warrant reversal of the judgement on appeal.(19, (September 19, 1971)

Respectfully submitted,

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary

I hereby certify that the Approvals set forth in this Schedule were approved as indicated and recommend that such actions be ratified and confirmed.

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary, Department of Transportation

The Approvals as indicated in this Schedule are hereby ratified and confirmed.

John C. Kohl
Commissioner of Transportation

Oct. 5, 1971

Jan. 26, 1972

AGREEMENTS

Garfield-Passaic Bus Co. & Counties of Bergen & Passaic - 1492
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Penn Central Easement Agreement - Trenton Station - 1557
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6 Operating Bus Companies - Inter City [illegible], Lake Region Coach Line, Northeast Coach Lines, Orange and Black Bus Lines, Warwick Greenwood Lake, N.Y. Transit & Homestead Transit Co. Inc. - 1612
CNJ - B & O - Lease Locomotives - 1645
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Tri-State & N.J.D.O.T. - A-95 Review Agreement - 1829
Port of N.Y. Authority - Rt. 440 Sec. 1D & 3A & Section 3E - 1823
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Rt. 18 (1970) Rt. 35F (1953), Secs. 3C & 4A-Rev. 1 - Co. of Monmouth 1523

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1480-81-1514-15-49-75-1630-67-79-1728-29-55-56-83-84-1813-43-44-45-79-

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Bond, Plank & Geary Inc	76	1574
Bond, Plank & Geary Inc.	76	1601
Hansen Appraisal Service Inc.	78	1601
Joseph J. Blake & Associates	440F	1630
Joseph J. Blake & Associates	80	1666
Joseph J. Blake & Associates	80	1698
Hansen Appraisal Service Inc.	78	1755
Appraisal Consultants Inc.	281	1755
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Burlington	
Camden	1766 -
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Cumberland	1766 -
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Gloucester	
Hudson	
Hunterdon	
Mercer	
Middlesex	
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Award, [illegible] [illegible] Berger [illegible] Rt. 287 - Morristown 1823

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-81-1703-1823-54-55-

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COLUMBIA TURNPIKE (SU-187-5)

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Rt. 48 at Layton's Lake, Upper Penns Neck Twp., Salem Co. - 1830
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Rt. 202 & Rt. 208 Oakland Borough (Metered) 1494
Rt. 9 (Metered Lighting) Woodbridge Twp. - 1524
Rts U.S. 1 & 9 and 46 (Metered Lighting) Palisades Park - 1684
Rt. US 9, S.C. 24B & 4C - Township of Middlesex - 1686
Route 35, Sayreville Borough - 1687
Route 80 (Metered) City of Paterson - 1738
Route 147 (Flashers - Barricade) - Middle Twp. - 1739
Rt. 162 (Utility Lighting) Cape May Canal Bridge - Cape May Co. - 1797
Rt. 94 - Vernon Township — 1859

LAKESIDE BLVD. MORRIS COUNTY S217(3)

LEHIGH & HUDSON R.R. UNDERPASS, WARREN COUNTY S-103(4)

LITTLE SILVER RAILROAD STATION - PARKING FACILITY

MUNICIPAL AID

General	1690-
Atlantic	1460-95-1526-59-1691-1767-98-1832- -63-
Bergen	1495-1559-87-1614-15-46-91-92-1706- -07-41-67-99-1863-
Burlington	1460-95-1526-1590-1864-
Camden	1460-95-96-1526-60-90-1615-92-1707-
Cape May	1460-96-1526-90-93-1707-41-67-99- 1832-64-
Cumberland	1560-90-91-1832-
Essex	1708-41-67-1864-
Gloucester	1460-96-1560-90-1615-93-1708- -41-
Hudson	1496-1526-1741-
Hunterdon	1693-1708-99-
Mercer	1460-1560-61-1615-1741-
Middlesex	1527-61-91-92-93-1708-99- 1832-64-
Monmouth	1460-1527-61-92-1616-93-99- 1800-33-
Morris	1460-96-1527-92-1693-94-1833
Ocean	1460-97-1561-92-1616-94-1800- -64-
Passaic	1527-28-61-92-1616-94-1708- -41-68-1800-33-64-65-
Salem	1694-1800-33-65-
Somerset	1561-92-1694-1833-
Sussex	1460-1561-93-1800-33-65

MUNICIPAL AID con't

Union	1528-62-93-1616-46-93-94-1708-42-68-1800-33-34-65-
Warren	1497-1562-1695-1709-1800-

MAINTENANCE MOWING

MAINTENANCE YARDS

Lawrence Twp. (new) - Rt. 1 & Rt. 174 — 1821

MAURICE RIVER BR. & APPROACHES, CUMBERLAND CO. S-189(3)

MOUNTAIN AVE., SU125(3) UNION COUNTY

MADISON HILL RD., SU142(7) UNION COUNTY

MOUNTAIN VIEW, LINCOLN PARK & TAWACO STATIONS

MANUFACTURE OF MOTORBUSES - CONTRACT #1 (1971)

McGUIRE A.F. BASE ACCESS ROAD

R-AD-2(1) - Burlington County - 1689

NEWMAN SPRINGS RD. SU- 272(1) MONMOUTH COUNTY - 1739

NEW PASSAIC AVE. SU 225(2) ESSEX COUNTY

OLD STANHOPE RD. S262(1) SUSSEX COUNTY - 1740 - 1862

PROJECT AGREEMENTS

Statewide Highway Programming of Planning and Research Studies HPR-PR-1(7) Page 1454
Route 80, Section 1P, I-80-1(20)4 — 1454
Route 295 Section 5-C - I-295-2(60)57 - 1454
Rt. 280, Secs. 1B, 2B 3D, 3I, 4G & 5P - I-280-6(42)47 and I-280-6(41)55 } 1485
Route 95, Section 1A - I-95-7-(3)63 — 1521
Route 195, Section 4B - I-195-8(11)76 — 1521
Route 287 Section 8A & 9B - I-287-2(21)31 — 1521
Route 18 Freeway, Section 8 - F-112(25) — 1581
Route 18 Freeway Section 9 - F-112(26) — 1581
Route 18 Freeway, Section 10 - F-112(23) — 1581
Route 35F, Section 1 - F-207(10) — 1581
Route 35F, Section 3 - F-207(11) — 1581
Route 35F, Section 5 - F-207(12) — 1582
Route 76, Section 2 - I-76-8(13)31 — 1582
Route 80, Section 1P - I-80-1(20)4 — 1582
Route 80, Section 3 - I-80-3(11)39 — 1582
Route 195, Section 2C, 3C and 4C - I-195-8(15)68 — 1582
Route 295 Section 5C - I-295-2(60)57 — 1583
Route 295, Section 8 - I-295-2(53)65 — 1607
Route 295, Section 9 - I-295-2(54)68 — 1607
Route 15, Section 1 and 2 - F-206(4) — 1638
Route 22, Section 7B - F-64(10) — 1638
Route 24, Section 13 — U-74(7) — 1638
Route 35 Freeway, Section 1 - F 207(2) — 1638
Route 55 Freeway, Section 6 - F 68(11) - 1638
Route 69 (Now 31)-202, Section 2 - F-83(12) 1639
Route 295 Section 7 - I-295-2(45)61 — 1639
Route 35 Freeway, Section 2 - F-207(3) - 1678
Route 35 Freeway, Section 2B & 3A - F-207(9) - 1678
Route 195 Section 1G and 2B - I-295-8(17)65 - 1678
Route 15 Freeway Section 9B & 10A - RF-F 206(9) - 1702
Route 195, Section 3B & 4A - I-195-8(4)72 — 1702
Route I-76, Section 6 - I-76-8(10)31 — 1760
Route 78, Section 5E - I-78-5(4)55 — 1820
Route 78, Section 5G - I-78-5(6)57 — 1820
Route 78, Section 5D - I-78-5(3)52 — 1820
Route 195 Section 10 (Rt. 29F) - I-195-8(9)60 — 1820
Route 18 Freeway, Section 10 - F-112(23) — 1851
Route 21 Freeway, Section 4 - U-126(18) — 1851

PROJECT AGREEMENTS (con't)

Route 31, Section 8B - Contract #2 - F-62(6) — 1851
Route 35, Section 10 - U-72(7) — 1851
Route 78, Section 2P - I-78-2(23)18 - Contract #2 - 1852
Route 80, Section 2N - I-80-2(25)35 — 1852

PROJECT INITATION(DESIGN) SEE: DESIGN PROJECT INITATION

PARK AVENUE, MORRIS COUNTY S-251(1)

Park and Ride (Demonstration) Rt 3 Urban Corridor Study - 1555

PAINTING TRAFFIC LINES

x Contract #1 (1971) 1538
x Contract #2 (North) 1971 - 1736
x Contract #2 (South) 1971 - 1829

PREQUALIFICATION OF BIDDERS 1404 - 1609 - 1703 - 70 -

PORT OF NEW YORK AUTHORITY

PARKING FACILITY

Little Silver Railroad Station

QUINTON ELMER RD., SALEM COUNTY S50(6)

Q

RESEARCH PROJECTS

REGULATIONS

Highway Safety Lighting - Program 7 - 1557

REIMBURSEMENT

RESURFACING

ROSELLE PARK STATION

REQUEST FOR DESIGN PROJECT INITATION SEE: DESIGN PROJECT INITATION

RAILROADS

Central R. R. of New Jersey 1645-

Erie-Lackawanna Railroad 1555 - 1797-

Lehigh Valley Railroad

New York and Long Branch Railroad

Penn Central Company 1524 - 1556 - 1557 - 1646 - 1859-

Pennsylvania-Reading Seashore Lines

RAILROAD AVE., SU264(1) Contract 2 - Monmouth County - 1559

LITTLE SILVER RAILROAD STATION - PARKING FACILITY

ROUTES - STATE HIGHWAY

U.S. 1

Sec. 1B & Rt. 174 FREEWAY, Sec, 1G - 1487-1789

U.S. 1 & 9

Sec. 1E (Truck)

Sec. 2H & Rt. 78, Sec. 5AH

Sec. 2N & Rt. 78, Sec. 5AT

Sec. 3D & 4H

Sec. 4D

Sec. 6C

Sec. 7

Sec. 7B

U.S. 1, 9 & 46

Sec. 1D 1487-1679-

U.S. 1Business

3

Sec. 1K & 3A

Sec. 2A & 3F

Sec. 3C

Urban Corridor Study 1554-1555-17[illegible]

4

Sec. 1A

Sec. 2F

4 Parkway

5

7

Sec. 1D

Sec. 1H 1585-1789

U.S. 9

Sec. 3C & 20B 1491

Sec. 24B & 4C

U.S. 9W

Sec. 1C 1761

10

12	
x Sec. 1B	1822
13	
Sec. 1D	
15	
Sec. 3B	
x Secs. 8B, 9C and 10B	1608
15 Freeway	
Sec. 5A, Rt. 181(1971) Rt. 15, Sec. 4A	
Secs. 8A & 9A	1640
Sec. 9B & 10A	1584
17	
Secs. 3B & 5J	
Sec. 4D	
Sec. 5E	
Sec. 5F	
Sec. 5G	
Sec. 5K	1732
Sec. 5M	1487
18	
18 Freeway	
Secs. 8A & 9A	1521
Sec. 11A	
Sec. 9B & 10A	1641 - 1821
20	
20 Freeway	
Sec. 2E	
Sec. 3C	
21	
Sec. 4E	
21 Freeway	
Sec. 4B	
Sec. 4C	
Sec. 4E	
Sec. 6D.	
U.S. 22	
Sec. 1D	
Sec. 1E & U.S. 22 Alt., Sec. 1A	
Sec. 7B	
Sec. 14E & 15F	

[illegible] Creek (Somerset [illegible]) Survey & Culvert Construction - 1488

23	
Sec. 1B	
Sec. 2C	1585
x Sec. 3C	1761
Sec. 5A & 4A	
Sec. 5B & 6A	
Sec. 7A	1487 - 1679
24	
Sec. 13C & Rt. 78, Sec. 5J	
24 Freeway	
Sec. 11B & 12H	
Sec. 11C & 12H	
Sec. 11E & 12G	
Sec. 11G	1487 - 1679 -
Sec. 12A & 78, Sec. 5J	
Sec. 12C	1704
25	
25, 38, & 45 Airport Circle Improvement - 1710	
27	
Sec. 2C, 3C & 4A	
Sec. 6A	
Sec. 8A	
28	
x Sec. 3E	1679 -
x Sec. 6A	1454
29	
Sec. 4A	
Grooved Traffic Line	
29 Freeway	
x Sec. 11C	1789 -
Sec. 11E	1641 - 1787 -
Sec. 10A & Rt. 195, Sec. 10A	1734
Secs 12D & 11D	1641 - 1821
U.S. 30	
U.S. 30 & 130	
Sec. 1C	
Sec. 1D	
31	
Sec. 8B & x Rt. 78, Sec. 2P	1487
32	

33

Sec. 3A, 4A & 5C

Sec. 3B, 4B & 5D

33 & 34

34

35

Sec. 5C

Sec. 6D

Sec. 12G (Victory Bridge)

Sec. 9C 1761

35 Freeway

Sec. 2B & 3A

36

Sec. 3F 1762-

37

Sec. 1D

Sec. 8C, 9C & 1C

37 Freeway

38

Sec. 1F & 2C

Sec. 1H

Sec. 2D & 3A & Rt. 295, Sec. 2J

40

Sec. 9A

S41

42

Sec. 13G, 14H 15G - North South Freeway

44

45

Sec. 2A

Sec. 6B & 1C

U.S. 46	
Secs. 2C, 3A & 4D & Rt. 31(1966), Sec. 10A	
→ Sec. 12A	
Sec. 12B & Rt. 80, Sec. 4S	
Intersection Improvement - Crooks	
Sec. 19A & 2B	
Sec. 8B	1703-1821
Secs. 8C, 9D, 10C and 11D	1585
47	
Sec. 1B	1764
Sec. 11B	
48	
Sec. 1A	1552-1732
49	
Sec. 2D	
x Sec. 6A & 7B	1455
Sec. 9B	
50	
52	
Sec. 1C	
54	
55 Freeway	
Sec. 6F & 7E	
Sec. 6F & 7C	
Sec. 7F & 8A	
Secs 8B & 9A	1609-1822-
62	
Bridge over Passaic River - Sec. 1C	
63	
Sec. 1B	1733
67	
Sec. 1A & Rt. U.S. 9W, Sec. 1B	
69	
Sec. 8A & Rt. 78, Sec. 2L	
69 & 202	
Sec. 1A & 2B	
70	
x Sec. 2B	1552
Sec. 2C	

71

Sec. 3A

Sec. 3B

Sec. 3C

72 Barnegat Bay Bridge 1682

73 Sec. 2B

Sec. 5A, 6A & 7A

Sec. 5B, 6B & 7B

74

75 Freeway

Sec. 2B & 3D

76

Sec. 1F & 2C

Sec. 1L & Rt. U.S. 30, Sec. 14D

Sec. 1M

77

78

Sec. 2N
Sec. 2P, and Rt. 31(1966) Sec. 8B 1487 - 1761
Sec. 4G & 4F

Sec. 4J

Sec. 4N & 5P
Sec. 4P

Sec. 4AF

Sec. 5AB

Sec. 5AH & Rt. U.S. 1 & 9, Sec. 2H

Sec. 5AK
× Sec. 5AL 1522
Sec. 5J & Rt. 24, Sec. 13C & 25F, Sec. 12A

Sec. 5AF

Sec. 5AR

Sec. 5L 1704

✗ Sec. 5AM 1585-1733 -

Sec. 5AP
Sec. 5AY 1854

Sec. 5BB

Sec. 5N

Sec. 5U

Sec. 5AS

80

Sec. 1B & 2L

Sec. 1H

Sec. 1K

Sec. 1L

x Sec. 1M 1680

Sec. 1N

Sec. 1P

Sec. 1U, 6A, 7A & 8A 1765

Sec. 2M

Sec. 2M, 3H-2 & 3H-1

Sec. 2N (Chain Link Fence) 1795

Sec. 2P & Rt. 31, Sec. 8B

Sec. 3 & 4, Contract 6

Sec. 3F

Sec. 3G

Sec. 3G-2

Sec. 3H-1

Sec. 3J

Sec. 3J & 4A

Sec. 3L & 3G-1

Sec. 4AE 1455

Sec. 4AJ

Sec. 4AK & 5AA & Rt. 95, Sec. 1Y 1761

Sec. 4AL

Sec. 4S & 46, Sec. 12B

Sec. 5AB

Sec. 5T

82

87

Sec. 1C

88

93

94

95

Sec. 1A, 1E & 1G

Sec. 1AB

Sec. 1AC

Sec. 1U

Sec. 1V

Sec. 1W

U.S. 130

Sec. 13A & 17A

Sec. 7H

U.S. 130 & 206

Sec. 1C

147 (over Grassy Sound) - Construction of temporary structure - 1792

152 (Designated as N.J. Hwy)

155

162

Sec. 2B

168

169

Sec. 1B

172

174 Fwy, Sec, 1A & Rt. U.S 1, Sec 1B 1487-1789

178 Freeway

181 (1968)

Sec. 1A & 2A

195

Sec. 1A & 1E 1734

Sec. 1B

Sec. 1C & 2B 1608-

Sec. 2C, 3C & 4C 1486-

Sec. 2D & 3D

Sec. 2A & 3A

Sec. 3B & 4A

Sec. 3C & 4D 1822

Sec. 4B

Sec. 7D & 8A

U.S. 202

Sec. 9A, 10A & 11A

x Sec. 20A 1854

Secs. 7B & 8B, Rt. 31, Sec. 6A

Rt. U.S. 202 & 206

U.S. 206

x Sec. 16A 1680

Sec. 9A
Sec. 18A & 2B 1640

208

Sec. 3G, 1B, 2D & 4A 1790
Sec. 3L 1585

278

Sec. 1C

Sec. 1F

Sec. 1B
x Sec. 1J (Project Deletion) 1792

280

Sec. 1B, 2B, 3D, 3F, 4G & 5P

Sec. 1C, 2A & 3C 1608

Sec. 3B & 4C

Sec. 5F, 6B & 7A

Sec. 5J

Sec. 5L & 6N

Sec. 6E

Sec. 6F & 6M
Sec. 6G

Sec. 6K & 7C

Sec. 6L & 7E

Sec. 6P & 7E

Sec. 7D 1733-

Sec. 7G
Sewerage Facilities - Newark - Essex & Hudson Counties — 1459

287

Sec. 1D

Sec. 7C

Sec. 8B, 9C, 10F & 11D

Sec. 10D

Sec. 10G & 11C

Sec. 10H

295
Sec. 1 & Rt. 42 North-South Freeway, Secs. 13, 14 & 15

Sec. 1T

Sec. 2

Sec. 2L & 3A

Sec. 2J

Sec. 2P

Sec. 2 - Elec. Contract #4

Sec. 2R

Sec. 3B & 4A

Sec. 4B

Sec. 4C & 5A

Sec. 4E & 5E

Sec. 5B

Sec. 5C 1521

Sec. 7B

Sec. 7D

Sec. 7F, 8C & 9C

Sec. 9B

U.S. 322 1704

440 Freeway

Sec. 1B

Sec. 1C

Sec. 1D & 3A

Sec. 1F & 3D, & Rt. 95, Sec. 19C

Sec. 2F

Sec. 2G

Sec. 3E

444 Garden State Parkway

Sec. 1A

x Sec. 3A (Chain Link Fence Construction) 1790

495

*Mountainview, Lincoln Park and Towaco Stations - 1733
x Airport Circle Improvement - Rts. 25, 38, & 45 - 1710

Trenton Station - Contract #1

Contract #2 1609 - 1858

RIGHT OF WAY - BY ROUTE

U.S. 1	
U.S. 1 & 9	1869-
3	1472-1531-58-59-1668-1722-71-84- 1877-
S3	
4	
4Parkway	
5	
6	
7	
U.S. 9	1531-1569-75-76-95-1631-32-59- -68-1768-69-84-1814-66-79-
9W	
10	
13	
15	1801
15 Freeway	1532-95-1632-1712-13-56-71- 1845-66-
17	1508-15-29-69-1619-1814-45-46-
18	1500-1710-
18 Freeway	1462-73-81-82-99-1540-69-76- 1602-19-49-1713-44-48-71-77- 1815-67-77-
20	1464-65-66-67-68-69-1503-04-05- 55-99-1719-20-72-1805-
20 Freeway	1469-70-73-1536-37-50-64-70- -77-1617-19-32-46-50-68-1711- -14-23-44-46-1815-36-47-80-

21	1537-38-56-1805-
21 Freeway	1461-73-74-75-1508-40-70-77-94- -96-1620-59-1714-48-77-85-1834 -39-68-
U.S. 22	1695-1807-81-
23	1462-75-1500-33-78-94-96-1602-33- -67-96-1715-72-1803-07-16-36-37-81-
24	1482-1570-71-1660-69-1700-1816-
24 Freeway	1463-1508-16-29-41-93-1660-1769
25, 38 & 45 Airport Circle Improvement - 1710	
25 ([redacted]) (1927)	1869
25A	
26 Ext.	1617-20-1869-
26	
S26	
27	
28	1571-
S28	
29	1533-34-
29 Freeway	1482-1506-08-09-34-38-41-42-43- -63-65-66-68-97-99-1618-20-21-22- -50-57-1715-21-77-1837-38-69-
U.S. 30	1711-43-69-
U.S. 30 & 130	1751-55-
32	
33	1529-
33 Freeway	1501-10-67-94-1622-1660-1721- -45-49-1870-
34	
35	1475-83-97-1501-02-10-11-16- -17-34-35-43-67-71-78-1600-33- -51-52-56-1778-85-1807-16-40- -47-70-

35 Freeway	1501-79-1618-1801-38-71-
36	1598-1622-1773-78-1834-71-
37	1571-1602-23-34-52-69-1729-78 86-1851-
37 Freeway	
38	1511-17-72-1647-1716-
39	
40	
40 & 322	
S40	
41	
S41	
42	
42 (North-South Freeway)	
43	1497-
44	
45	1603-47
U.S. 46	1483-1544-1603-70-1749-[illegible]-
47	1603
48	

49	
54	
55	
55 Freeway	1634-1716-57-87-1872-
56	
66	
69	
69 F	
70	1483-1517-29-72-1604-23-34-1723- -29-46-86-1808-47-82-
71	1604-70-1730-
72	1518-50-1623-1711-49-58-
73	1671-
75	
75 Freeway	1476-1511-18-1661-
76	1463-1544-79-1604-35-1717-50 1803-40-
77	

78	1462-64-70-71-72-76-77-78-98-1502-03 -06-07-12-18-39-44-64-65-67-74-80- -98-1600-05-24-36-47-48-53-57-61- -62-71-96-1717-18-21-24-45-46-47- -50 51-69-73-74-75-79-80-81-1801-04- -06-09-10-17-35-38-40-73-74-75- -77-83-
79	1802-
80	1478-84-98-1513-93-94-98-1606- -33-62-72-1718-30-75-1818-39-48- -66-83-
82	
87	
88	
90	1572-
90 Freeway	1545-1776-1802-04-35-76-77-
92 Freeway	1529-30-73-1624 --45-63-64-1724- -25-51-52-81-82-1802-09-35-
93	
94	1513-
95	1498-1573-1601-25-64-65-1725- 1803-10-41-77-
I-101	
I-102	
I-104	
I-108	1702-
129 Freeway	
U. S. 130	1711-43-1803-
162	
167	
168	1519-
169	
172	

178	1499-1530-45-46-1626-47-53-57-1747-1810-35-
181	
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U.S. 202 & 69	
U.S. 202 & 206	
U.S. 206	
U.S. 206 & 94	
208	1484-
278	1731-
280	1478-1503-1637-1700-1849-
287	1546-80-1648-49-54-65-73-1731-1819-41-42-
295	1472-79-79-1514-20-30-35-36-46-47-68-72-74-99-1600-06-1618-26-27-37-54-55-58-66-74-75-76-77-96-97-1712-18-22-25-26-27-28-44-45-53-59-70-76-82-83-1805-36-49-50-72-73-77-83-
U.S. 322	1842-
440	1850-
440 Freeway	1479-1536-95-1811-18-
444 (Garden State Parkway)	
Aldene Plan (Central Ave. Ext.)	
Little Silver Station - Commuter Parking Facility	
McGuire Air Force Base Access Road	
Airport Circle Improvement - Rts. 25, 38 & 45	1710
Trenton Station Improvements, Contract No. 2	
Walnut Ave. Ext.	1858

SALE OF BUILDINGS 1548-1628-29-98-1754-1811-12-

SALE OF LAND 1547-48-1728

Sale of Equipment 1480

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Route 63-Ridgefield Borough 1493
Route U.S. 322 Monroe Township 1493
Route 29-School Crossing Signs-City of Lambertville - 1557
Route U.S. 206 - Hamilton Township Mercer County - 1557
Route U.S. 9-School Crossing Signs Middle Twp - 1612
Route 45-Mantua Township - 1612
Route 29 (School Crossing Signs) City of Lambertville - 1687
Route 10 - Randolph Township - 1687
Route 35 - City of Perth Amboy - 1687
Route 278 - City of Elizabeth - 1687
Route 147 (Flashers - Barricade) - Middle Twp - 1739

TURN PAGE

SOUTH ORANGE AVENUE SU187(6) ESSEX COUNTY

SOUTH MAIN STREET SU177(7) SOMERSET COUNTY

SOUTH RIVER BRIDGE SU270(1) MIDDLESEX COUNTY

SOMERS POINT BLVD. ER10(1) CAPE MAY COUNTY

SIGNS

Rt. I-287 and I-95 (Diagrammatic Signing)
including Breakaway Sign Structure Feature 1736-1858

SAFETY SPOT IMPROVEMENT

Sewerage Facilities
Rt. 280 Passaic River Bridge - Newark - Essex and Hudson Counties 1459

Stony Brook - Rt. 22 - Somerset Co. Drainage
Survey and Culvert Construction - 1488

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Hardesty & Hanover - (Penn-Central Bridge no. 23.42) 1522
A. G. Lichtenstein & Associates Inc. - 1553
Porter & Ripa Associates, Inc. - Rt. 18 - 1586
James P. Purcell Associates - Rt. 24 Freeway 1586
A. W. Martin Associates Inc. — 1610
Boswell Engineering Company ~~Rt.~~ 1641
James P. Purcell Associates - Rt. 208 - 1642
Boswell Engineering Company - Rt. 17 - 1683
Elam & Popoff - Rt. 24 Freeway - 1683
Frederic R. Harris, Inc. - Metro Park Station - 1684
Louis T. Klauder — 1686
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U.S. Department of Transportation
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V

WHIPPANY ROAD & COLUMBIA ROAD, MORRIS CO.

WOODBRIDGE AVENUE SU-271(1) MIDDLESEX COUNTY

NO. 37 - 1971

STATE OF NEW JERSEY
DEPARTMENT OF TRANSPORTATION
TRENTON

SCHEDULE OF APPROVALS - OCTOBER 5, 1971

Administration Items

**Project Agreement - HPR-PR-1(7)
Statewide Highway Programming of
Planning & Research Studies**

1 It is recommended that the quadruplicate copies of the attached project agreement for N. J. Project HPR-PR-1(7) be executed for a total estimated amount of $2,984,399.60 of which $2,172,604.98 will be Federal funds and $811,794.62 State funds.

The Statewide Highway Planning and Research Studies for HPR-PR-1(7) were approved June 11, 1971.

The funds set forth were in accordance with PPM 50-1.1 paragraph 2A policy. (October 1, 1971)

**Project Agreement - I-80-1 (20) 4
Route 80, Section 1P**

2 It is recommended that the attached project agreement in quadruplicate be approved and executed for construction for N.J. Project I-80-1 (20) 4 (Route 80 Section 1P)

The total estimated cost is $19,711,430.00 of which ninety percent (90%) or $17,621,055.00 is Federal Interstate Funds. There is 100% State Financing involved in the amount of $132,480.00.

The work to be performed under this contract consists of paving, drainage, landscaping, erosion, signs and several bridge structures and all other work as provided in the contract. (September 28, 1971)

**Route 295, Section 5-C
I-295-2(60)57**

3 It is recommended that a total commitment of $8,100,600.00 with Federal aid Interstate funds of $6,767,820.00 be made on the Department of Transportation records as of August 23, 1971. This set up of funds as a commitment is based upon the Federal Highway Administration's authorization to advertise the subject project, a copy of which is attached. (September 1, 1971)

Construction Items

Route 28(1953), Section 6A

4 Halecrest Company, Edison, New Jersey, finally completed all work under their contract for Route 28(1953), Section 6A, on September 16, 1970.

By Commission Action, dated June 15, 1971, the project was finally accepted and semi-final payment authorized, withholding one percent of the value of the completed work and deducting the sum of $11,700 for liquidated damages, pending the resolution of the outstanding change orders and receipt of the As-Built quantities, and final disposition of the liquidated damages.

Approved Change Order #13 (Final) granted an extension of time of 78 calendar days.

The outstanding change orders have been resolved.

It is, therefore, recommended that the project be authorized for final payment in accordance with the As-Built quantities. (September 28, 1971)

Route 49, Section 6A & 7B

5 Rudolf Heckel & Son, Inc., Vineland, New Jersey, completed all work under their contract for Route 49(1953), Sections 6A & 7B, on November 3, 1970.

The project has been inspected and found satisfactory for final acceptance.

It is recommended that the project be finally accepted and final payment authorized in accordance with the As-Built Quantities with the provision that a total of $800 be deducted therefrom as a Liquidated Damage for the period October 26, 1970 to November 3, 1970, both dates inclusive.
(September 29, 1971)

Route 80, Section 4AE

6 S.J. Groves & Sons Company, Woodbridge, New Jersey, finally completed all work under their contract for Route 80, Section 4AE, on June 17, 1971.

The project has been inspected and found satisfactory for final acceptance.

It is recommended that the project be finally accepted and semi-final payment be authorized, deducting 1% of the value of the completed work pending the correction of deficiencies and receipt of the As-Built quantities.
(September 29, 1971)

Approved Change Orders - Region 4 - August 1971

7 The change orders listed on the attached schedule, processed and approved by Region 4 during the month of August 1971, are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination. (September 29, 1971)

Approved Change Orders - Region 2 - August 1971

8 The change orders listed on the attached schedule, processed and approved by Region 2 during the month of August 1971, are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination.

Included in the schedule are the following cost basis changes (force account) which have not been audited and which are subject to audit at a later date:

Contractor	Route & Section	Federal Project #	C.O. No.	Estimated Amount
Brewster Const. & Equipment Co.	3, 1K & 3A	None	8	2,605.39
Sam Braen Const. Co. & Ell-Dorer Contractng Co. (J.V.)	208, 3F	U-189(31)	19	429.11

(September 29, 1971)

Approved Change Orders - Region I - August 1971

9 The change orders listed on the attached schedule, processed and approved by Region 1 during the month of August 1971, are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination. (September 29, 1971)

Design Items

Jurisdictional Agreement
Route 17(1953), Section 5F
Borough of Waldwick

10 Approval and execution is recommended of the attached Agreement dated September 27, 1971, between the Borough of Waldwick of Bergen County and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 17, Section 5F, more particularly the building of a pedestrian overpass at Prospect Street, boroughs of Saddle River, Waldwick and HO-Ho-Kus, County of Bergen. (September 29, 1971)

Utilities - Route 9, Section 24B & 4C
Jersey Central Power & Light Company &
New Jersey Bell Telephone Company

11 Approval is recommended to reimburse Jersey Central Power and Light Company and New Jersey Bell Telephone Company for the cost incurred in relocating United States Government- Nike Base pole S-2618-M and facilities attached thereto, to accommodate the State's construction of Route 9, Section 24B & 4C, at an estimated cost of $300.00. (September 29, 1971)

Utilities - Route 17, Section 4C
Erie Lackawanna Railway Company

12 **Final billing for subject Railroad Agreement will be forthcoming shortly. Due to an overrun in signal work and track work over that which appeared in original estimate, the final billing will exceed the amount of money set up by previous Commission Action by $13,558.93. It is requested that this matter be presented to the Commissioner for his approval of the required additional funds so that when Railroad final invoice is received, funds will be available to process same.** Construction Program Year: 1968 Item No. 11 (October 4, 1971)

Utilities - Route 440 Freeway, Section 1 & 3
Public Service Electric & Gas Company

13 Under the terms of Order (PUO-1D-440-1&3), Public Service Electric and Gas Company was authorized to perform certain electric facilities relocation work to accommodate the construction of Freeway Route 440, Section 1 & 3, in the Township of Woodbridge and the City of Perth Amboy, County of Middlesex, at an estimated cost (including contingencies) of $767,000.00.

During the course of construction of the required relocation work, the Company was encumbered by unforeseen obstacles caused by unknown field conditions and unanticipated scheduling problems which necessitated revisions as covered by Change Orders #1 through #5 at an estimated additional cost of $126,142.00, which represents an increase of $56,471.00 over the contingencies amount of $69,671.00 funds set-up in the Order.

It is recommended that the additional amount of $56,471.00 be set-up, making arevised total of $753,800.00 to be expended for reimbursement to Public Service Electric and Gas Company under the Order. Construction Program Year: 1969 Item No. 13 (October 4, 1971)

Utilities - Rt. 440 Freeway, Sec. 1D & 3A
City of Perth Amboy (Water)

14 Under the terms of Agreement (PUA-7A-440-1&3), the City of Perth Amboy was authorized to perform certain water distribution facilities relocation work to accommodate the construction of Freeway Route 440, Section 1D & 3A, in the City of Perth Amboy, County of Middlesex, at an estimated cost (including contingencies) of $433,000.00.

To date, actual cost billing submitted by the City for partially completed relocation work amounts to $490,079.00, which represents an increase in cost of $79,079.00 over the funds set-up in the Agreement. This increased cost is attributable to numerous unforeseen obstacles encountered by the City as a result of its inaccurate records of existing facilities which necessitated extensive revisions requiring fifteen (15) Change Orders to date and may require further Change Orders for completion of entire relocation work.

In order to permit payment of bills submitted by the City for the additional cost involved, it is recommended that the additional cost amount of $79,079.00 be set-up, making a revised estimated total of $490,079.00 to be expended for reimbursement to the City of Perth Amboy, under the Agreement.
Construction Program Year: 1969 Item No. 13 (October 4, 1971)

Traffic Engineering Items

15 ✓No Stopping or Standing Zones - Rt. U.S. 1 & 9
Ridgefield Borough

In accordance with the provisions of s. 76, c. 23, L. 1951 (c. 39:4-138.1) it is recommended that the attached regulation be adopted establishing legal "no stopping or standing" zones along:

Route U.S. 1 9
Ridgefield Borough
Bergen County

It is further recommended that the following regulation be rescinded:

Regulation	Adopted
[illegible]	[illegible]

(September 30, 1971)

16 ✓No Stopping or Standing Zones - Route 5
Ridgefield Borough

In accordance with the provisions of s. 76, c. 23, L. 1951 (c. 39:4-138.1) it is recommended that the attached regulation be adopted establishing legal "no stopping or standing" zones along:

Route 5
Ridgefield Borough
Bergen County

(September 30, 1971)

17 ✓No Stopping or Standing Zones - Route 439
City of Elizabeth

In accordance with the provisions of s. 76, c. 23, L. 1951 (c. 39:4-138.1) it is recommended that the attached regulation be adopted establishing legal "no stopping or standing" zones along:

Route 439
City of Elizabeth
Union County

(September 29, 1971)

Proposed Detour
Route 35 Victory Bridge, Section 12G
Perth Amboy, Middlesex County

18 Due to repairs of the Route 35 Victory Bridge it will be necessary to completely close the bridge to vehicular traffic and establish a detour as follows:

Southbound Route 35 traffic will turn west on Smith Street to its intersection with Route U.S. 9, then south on Route U.S. 9 bringing them back to Route 35.

Northbound Route 35 will follow the same detour in the reverse direction.

This detour will be placed in effect on September 27, 1971, and last for approximately 3-4 weeks.

The proper County and Local officials have been made aware of the need for the detour and are in agreement with it.

The Bureau of Maintenance estimates it will cost $500 to maintain these detour roads.

This detour is illustrated on the attached map. **(October 4, 1971)**

Proposed Detour
Route 71, Section 3A
Spring Lake Heights - Monmouth Co.

19 In order to alleviate a traffic hazard which could develop as a result of a sight distance restriction during the Route 71, Section 3A construction project, it will be necessary to detour Shore Road traffic in the following manner:

West of Route 71

Eastbound Shore Road traffic will turn north onto 8th Avenue and then east onto Jersey Avenue bringing them to Route 71. Traffic destined from Route 71 onto Shore Road will use this same detour in the reverse direction.

East of Route 71

Westbound Shore Road traffic destined for Route 71 will be detoured north onto 8th Avenue and then west to Jersey Avenue returning them to Route 71. Traffic destined from Route 71 onto Shore Road will use this same detour in the reverse direction.

Local officials have been made aware of this detour and are in agreement with it.

This detour will be placed in operation on or about September 15, 1971, and will remain in effect for approximately 4 months.

The detour is shown on the attached map. **(September 30, 1971)**

20

Traffic Signal Approvals

In accordance with the provisions of R.S. 39:4-120 (as amended), it is recommended that the traffic signals and the regulatory signs and markings necessary for the proper operation of the signals, be approved at the following intersections:

ROUTE	INTERSECTION	MUNICIPALITY	COUNTY	DRAWING NO.
US 30	Central Ave-Seagrove Ave	Hammonton Town	Atlantic	TS 520 B
US 30	Cologne Ave	Galloway Twp	Atlantic	TS 2221
US 30	Tilton Rd	Galloway Twp	Atlantic	TS 1249 [illegible]
US 30	Union Ave	Mullica Twp	Atlantic	TS 2222
US 30	Rt. 157-Shore Rd	Absecon	Atlantic	TS 519 A
38	Cherry Hill Mall Entrance	Cherry Hill Twp	Camden	TS 703 B
38	Longwood Ave	Cherry Hill Twp	Camden	TS 708 C
38	Mill Rd	Cherry Hill Twp	Camden	TS 1992 B
38	Mt. Laurel Rd	Moorestown Twp	Burlington	TS 717 A
38	Nixon Dr	Moorestown Twp	Burlington	TS 71[illegible] B
38	Pine St & Eayrestown Rd	Mt. Holly	Burlington	TS 1993 A
45	(Market St) & Rt. 49 (Broadway)	Salem City	Salem	TS 2261
208	McBride Ave	Fair Lawn Boro	Bergen	TS 1640 A
280	Northfield Ave & Relocated NB & SB Gaston Ave	West Orange	Essex	TS 1173 A

(October 4, 1971)

Route I-280 Passaic River Bridge Newark, Essex & Hudson Counties Sewerage Facilities

21 Approval is recommended for the Electrical Bureau to negotiate with the City of Newark for sewerage service to the Route I-280 Passaic River Bridge. Approximate annual cost will be $50.00. (September 29, 1971)

Local Government Aid Items

TOPICS T4003(2) Atlantic County less Atlantic City

22 Presented herewith is State-County Agreement between the N.J. Dept. of Transportation and Atlantic County concerning the development of a comprehensive traffic engineering study of the streets and highways in the County of Atlantic County, less Atlantic City, TOPICS Project T4003(2). Total estimated cost is $194,000.00 to be financed $24,250.00 from the County, $72,750.00 from the N.J. Dept. of Transportation, and $97,000.00 from federal funds.

Approval and execution of the attached agreement in duplicate is recommended. (September 28, 1971)

23

TOPICS PROGRAM - T-4001(34) Somerville Borough Intersections

It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project involves the improvement of two intersections on the proposed Federal Aid Type II System, in the Borough of Somerville, Somerset County, TOPICS Project No. T-4001(34). Total estimated cost is $49,500.00 to be financed 50% from the New Jersey Department of Transportation, and 50% from Federal Funds as provided in Section 10 of the Federal Aid Highway Act of 1968. (September 29, 1971)

T4001(22) Boro of New Providence
(South St. Underpass) Union County

24 Presented herewith is Project Agreement between the N. J. Dept. of Transportation and the Federal Highway Administration relative to preliminary engineering necessary for development of preliminary plans to the degree necessary to make a suitable presentation at a public hearing concerning reconstruction of South Street Underpass, New Providence Borough, Union County. Total estimated cost including contingencies is $16,000.00 to be financed 50% from Union County and 50% from federal funds.

Approval and execution of the attached agreement in duplicate is recommended. (September 30, 1971)

Municipal Aid - Pleasantville City
Atlantic County

25 Approval is recommended of supplementary specifications for the resurfacing of Broad Street, Section 2, Pleasantville City, Atlantic County, A-19-71. Municipal Aid. (October 4, 1971)

Municipal Aid - Township of Moorestown
Burlington County

26 Approval is recommended of acceptance and authorization of final payment of $36,000.00, State's share, for the improvement of Hartford Road, Section 3, Township of Moorestown, Burlington County, BU-4S-69, completed by contract at a total cost of $69,843.41. Approval is also recommended of deducting $2,103.64 from the total cost of construction due to non-conformance to the Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (October 4, 1971)

Municipal Aid - Winslow Township
Camden County

27 Approval is recommended of acceptance and authorization of final payment of $6,003.99, State's share, for the improvement of Piney Hollow Road, Section 5 & Old Egg Harbor Road, Section 3, Township of Winslow, Camden County, C-29-70, completed by contract at a total cost of $6,671.10. Approval is also recommended of cancelling the balance of $327.91, State funds remaining on this project and of adding the same to the County General Funds. Approval is further recommended of deducting $55.30 from the total cost of construction due to non-conformance to the Job Mix Formula of the Bituminous Concrete Pavement. Municipal Aid. (October 4, 1971)

Municipal Aid - Wildwood Crest Borough
Cape May County

28 Approval is recommended of acceptance and authorization of final payment of $17,015.00, State's share, for the improvement of Ocean Avenue, Sections 2 & 3 and Charleston Avenue, Section 2, Borough of Wildwood Crest, Cape May County, CM-15-70, completed by contract at a total cost of $20,558.00. Approval is also recommended of deducting $189.50 from the total cost of construction due to non-conformance to the Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (October 4, 1971)

Municipal Aid - Borough of Glassboro
Gloucester County

29 Approval is recommended of acceptance and authorization of final payment of $11,093.67, State's share, for the improvement of Heston Road, Section #3, Borough of Glassboro, Gloucester County, GL-2S-69, completed by contract at a total cost of $15,526.56. Approval is also recommended of deducting $829.99 from the total cost of construction due to non-conformance to the Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (October 4, 1971)

Municipal Aid - W. Windsor Township
Mercer County

30 Approval is recommended of plans and supplementary specifications for Drainage on Penn-Lyle Road, Section 3, West Windsor Township, Mercer County, Me-12-70. Municipal Aid. (October 4, 1971)

Municipal Aid - Englishtown Boro.
Monmouth County

31 Englishtown Borough, Monmouth County, received three bids on September 8, 1971 for the construction of La Satta Avenue, Section 2, Mh-11-69. The recommendation of the Borough is to make the award of contract to Manzo Contracting Co., Highway 34, Matawan, N. J. on their low lump sum bid of $15,078. for 2" FABC-1 surface. Approval is recommended. Municipal Aid. (October 4, 1971)

Municipal & Extraordinary Aid
Keyport Borough - Monmouth County

32 Keyport Borough, Monmouth County, received four bids on August 17, 1971 for the construction of Atlantic Street, Mh-19-71. The recommendation of the Borough is to make the award of contract to Manzo Contracting Co., Inc., Box 238, Matawan, N.J. on their low lump sum bid of $22,187.50 for 1½" Bit. Concrete Type FABC-1, Mix #5 surface. Approval is recommended. Municipal and Extraordinary Aid. (October 4, 1971)

Municipal Aid - Dover Town
Morris County

33 Approval is recommended of the revised plans and supplementary specifications for the construction of North Sussex Street, Dover Town, Morris County, M-1F-69. Municipal Aid. (October 4, 1971)

Municipal Aid - Jackson Township
Ocean County

34 Approval is recommended of acceptance and authorization of final payment of $15,000.00, State's share, for the improvement of Commerce Street, Section 2, Township of Jackson, Ocean County, O-10-67, completed by contract at a total cost of $21,970.40. Municipal Aid. (October 4, 1971)

Municipal Aid M. & R.
Sussex County - 1971

35 Approval is recommended of the agreements executed by the Sussex County Board of Chosen Freeholders and the municipalities listed in the attached tabulation.

These agreements provide for the performance of maintenance and repair work, outlined in the approved 1971 Municipal Aid Schedule of Work, by the County of Sussex in accordance with the provisions of R. S. 27:15-1.11. (October 4, 1971)

Right of Way Items

Right of Way
Route 21 Freeway, Section 6

36 There is presented negotiated purchase agreement on Route 21 Freeway, Section 6, Control Section No. 0234-401, From Monroe Street to Route 80;

Parcel 123 A	Frederick Anton Diehl & Marcella P. Diehl, h/w	Consideration $1,000

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $500. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended. (September 30, 1971)

Right of Way
Route 78, Section 5G

37 There is presented negotiated purchase agreement on Route 78, Section 5G, Federal Project I-78-5-(6), from Schuyler Avenue to Elizabeth Avenue;

Parcel 511 Vernon Jackson and Evelyn Jackson, h/w Consideration $3,600.
including down payment of $900.

The parcel having been appraised and the Reviewer's registered fair market value determination being $3,000. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

Further authority is requested to dispose of the garage to the road contractor by public auction, or by sealed bids. (September 30, 1971)

Right of Way
Route 18 Freeway, Section 10

38 There is again presented the matter of acquisition of property on Route 18 Freeway, Section 10, Federal Project F-112-(23), From Route 34 To Route 35 Freeway. An agreement was previously approved by the Commissioner in the name of Charles Leonard and Catherine Leonard, h/w, in the sum of $8,095 for Parcel 46 and $5.00 for the remnant, totaling $8,100 on April 18, 1969.

Subsequently, our Title Bureau advised there was a title problem, as Catherine Leonard, h/w, died and Charles Leonard does not want to retain the dwelling. Continued negotiations have resulted in the execution of an agreement and deed as follows:

Parcel 46 &	Charles Leonard, widower	Consideration	$8,095.
X46B			$ 5.
		Total Consideration	$8,100.

The parcels were appraised and the REviewer's Registered Fair Market Value Determination is $7,195 for Parcel 46 and $5.00 for Parcel X46B, totaling $7,200. The variance not being substantial, approval is recommended.

It is further recommended that the Commission Action previously approved by the Commissioner be rescinded and that the approved agreements be declared null and void.

Upon taking of possession, authority is requested to dispose of the one-story frame dwelling and two frame sheds to the road contractors, by public auction or by sealed bids. (September 30, 1971)

Right of Way
Route 23, Section 2

39 There is presented again the matter of acquisition of property on Route 23, Section 2, Control Section 1604401, Essex County line to Black Oak Ridge Road. Condemnation proceedings were previously authorized as the registered Fair Market Value determination is $1,300., which was offered to and refused by the owner.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 69 Carmela Nittolo, widow Consideration $2,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $1,300. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

Authority is requested to withdraw the deposit of $1,000., heretofore made into the Superior Court under the Declaration of Taking.

It is also recommended that condemnation proceedings authorized on April 2, 1971 be discontinued. (September 30, 1971)

Right of Way
Route 24 Freeway, Section 9

40 There is presented again the matter of acquisition of property on Route 24 Freeway, Section 9, Federal-aid Project U-204-(2), Whitehead Road to Whippany Road, in the name of Beech Forest Hills, Inc., a Corporation of The State of New Jersey. Condemnation proceedings were previously authorized for Parcels R4A,B,C on April 10, 1968. A complaint was filed April 10, 1968.

Subsequently, due to a change in ownership, the engineers revised the parcels, which are now designated as Parcels R4A & 6A.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcels R4A & 6A	Beech Forest Hills, Inc., a Corporation of the State of New Jersey	Consideration $60,000 including deposit withdrawn from court of $32,000

The parcels have been appraised and the Reviewer's registered Fair Market Value Determination is $59,100. The variance not being substantial, the agreement would appear in the public interest, and approval is recommended.

It is further recommended that condemnation proceedings previously authorized for Parcels R4A,B,C be discontinued. Further authority is requested to make payment of the sum of $28,000 representing the difference between the consideration provided for in the agreement and the deposit withdrawn from court.
(September 30, 1971)

Right of Way
Route 76 (1953), Section 1

41 There is again presented the matter of acquisition of property on Route 76 (1953), Section 1, Federal-aid Project I-76-8-(12), Benjamin Franklin Bridge to Kaighn Avenue. Condemnation proceedings were previously authorized on October 3, 1969, at which time the owner's demand was considered excessive.

The matter proceeded to a Commissioner's Hearing and an award was rendered in the sum of $38,000 which the owner appealed.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 888	Esther Osgenel Co., a corporation of New Jersey	Consideration	$40,000
		including court deposit of previously withdrawn	$35,500

The parcel has been appraised and the Reviewer's registered fair market value determination is $38,000. The variance not being substantial, the agreement would appear in the public interest. Approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Further authority is requested to make payment in the sum of $4500, representing the difference between the consideration provided for in the agreement and the deposit withdrawn from Court.

The portion of the improvement within the area of the taking has been removed by the contractor. **(September 30, 1971)**

Right of Way
Route 78, Section 5E

42 There is presented again the matter of acquisition of property on Route 78, Section 5E, Federal-aid Project I-78-5-(4), From Garden State Parkway to Lyons Avenue, Parcels 32A and U32B, Peter Wendel & Son, Inc.

By agreement approved October 6, 1970, Peter Wendel & Son, Inc. contracted to convey to the State for the consideration of $460,000.00, parcels 32A and U32B free and clear of all encumbrances including releases of any tenancies. The owner has been unable to obtain a release of a tenant identified as O'Connor & Shea, a partnership, as said tenant has instituted litigation in the Superior Court which is presently before the Appellate Division, to determine the value, if any, of their equipment on the premises, and any interest they may have in the land.

The owner has submitted an Indemnification Agreement to indemnify and save harmless the State against any loss arising out of the pending litigation which is attributable to the value of any interest of the tenant in the land. The State, however, will be obligated to make payment of any value attributed to the tenant's equipment. The owner has also submitted a mortgage in favor of the State covering its remaining lands in the amount of $100,000.00 as security for the Indemnification Agreement. The Chief Counsel to the Commissioner has approved the Indemnification Agreement together with the $100,000.00 mortgage security, and advised the matter can be closed.

Authority is requested to accept the Indemnification Agreement together with the $100,000.00 mortgage security and to close title subject to the tenant's pending litigation.
(October 4, 1971)

Right of Way
Route 78, Section 5G

43 There is presented again the matter of acquisition of property on Route 78, Section 5G, Federal Aid Project I-78-5-(6), From Schuyler Avenue to Elizabeth Avenue, Parcel 569, Joseph Kreps and Evelyn Kreps, his wife. Condemnation proceedings were authorized on November 23, 1970 as the owner's demand of $7,500 was considered excessive.

Subsequently, the engineers made a parcel revision and the parcel is now designated as Parcel R569. Negotiations were conducted with the owner for the new parcel which resulted in the execution of an agreement as follows:

Parcel R569	Joseph Kreps, Widower	Consideration $2,200

The parcel having been appraised and the Reviewer's registered Fair Market Value determination being $2,200., approval is recommended.

It is also requested that condemnation proceedings previously authorized on November 23, 1970, be discontinued. (September 30, 1971)

Right of Way
Route 20, Section 2

44 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, Project No. 100% State, from U.S. 46 Interchange to Main Street, Parcel 296.

Authority is requested to rent the subject apartment to Muhab Dumanov, for a rental of $70 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-2-296-1.

This rent is the amount currently being paid by the occupant. Economic rent for this unit is $80 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on August 27, 1971. This represents an increase in rent from $70 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the Lease occupancy.
(October 1, 1971)

45

Right of Way
Route 20, Section 2

There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, Project No. 100% State, from U.S. 46 Interchange to Main Street, Parcel 296.

Authority is requested to rent the subject apartment to George Freyre and Beatrice, his wife, for a rental of $70 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-2-296-2.

This rent is the amount currently being paid by the occupants. Economic rent for this unit is $80 per month based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on August 27, 1971. This represents an increase in rent from $70 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the Lease occupancy.

(October 1, 1971)

46

Right of Way
Route 20, Section 2

There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, Project No. 100% State, from U.S. 46 Interchange to Main Street, Parcel 296.

Authority is requested to rent the subject apartment to Juan Martinez for a rental of $80 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-2-296-3.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupant. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on August 27, 1971. It is our opinion that this monthly rental is fair and reasonable.

(October 1, 1971)

Authority is also requested to close title subject to the Lease occupancy.

47

Right of Way
Route 20, Section 2

There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, Project No. 100% State, from U.S. 46 Interchange to Main Street, Parcel 296.

Authority is requested to rent the subject apartment to Saul Padilla and Lydia S., his wife, for a rental of $80 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account # 20-2-296-4.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupants. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on August 30, 1971. It is our opinion that this monthly rental is fair and reasonable.

(October 1, 1971)

Authority is also requested to close title subject to the Lease occupancy.

✓

Right of Way
Route 20, Section 2

48 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, Project No. 100% State, from U.S. 46 Interchange to Main Street, Parcel 296.

Authority is requested to rent the subject apartment to Tomaso Mostacero for a rental of $80 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-2-296-5.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupant. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on August 30, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy.
(October 1, 1971)

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Right of Way
Route 20, Section 2

49 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, Project No. 100% State, from U.S. 46 Interchange to Main Street, Parcel 296.

Authority is requested to rent the subject apartment to Alexandra Barbato, for a rental of $80 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-2-296-6.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupant. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on August 30, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy.
(October 1, 1971)

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Right of Way
Route 20, Section 2

50 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, Project No. 100% State, from U.S. 46 Interchange to Main Street, Parcel 296.

Authority is requested to rent the subject apartment to Norberto Hernandez and Odela, his wife, for a rental of $70 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-2-296-7.

This rent is the amount currently being paid by the occupants. Economic rent for this unit is $80 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on August 30, 1971. This represents an increase in rent from $70 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the Lease occupancy.
(October 1, 1971)

Right of Way
Route 20, Section 2

51 There is presented the matter of a Commercial Lease Occupancy Agreement for a Tavern located on Route 20, Section 2, Project No. 100% State, from U.S. 46 Interchange to Main Street, Parcel 323.

Authority is requested to rent the subject Tavern to P.J.K. Corp. t/a M & R Bar for a rental of $200 per month based upon the terms and conditions set forth in the Commercial Lease Occupancy Agreement, Rent Account #20-2-323-1.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupant. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on August 30, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy.
(October 1, 1971)

Right of Way
Route 20, Section 2

52 There is presented the matter of a Commercial Lease Occupancy Agreement for a Commercial Unit located on Route 20, Section 2, Project No. 100% State, from U.S. 46 Interchange to Main Street, Parcel 323.

Authority is requested to rent the subject Commercial Unit to Nathans, Inc., for a rental of $460 per month based upon the terms and conditions set forth in the Commercial Lease Occupancy Agreement, Rent Account #20-2-323-2.

This unit is owner occupied and has not been previously rented. This rent is based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on August 30, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy.
(October 1, 1971)

Right of Way
Route 20, Section 2

53 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, Project No. 100% State, from U.S. 46 Interchange to Main Street, Parcel 323.

Authority is requested to rent the subject apartment to Zoraida Garcia for a rental of $65 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-2-323-3.

This rent is the amount currently being paid by the occupant. Economic rent for this unit is $110 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on August 30, 1971. This represents an increase in rent from $65 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the Lease occupancy.
(October 1, 1971)

Right of Way
Route 20, Section 2

54 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, Project No. 100% State, from U.S. 46 Interchange to Main Street, Parcel 323.

Authority is requested to rent the subject apartment to Manuel Villaneuva & Carmen, his wife, for a rental of $65 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account # 20-2-323-4.

This rent is the amount currently being paid by the occupant. Economic rent for this unit is $110. per month based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on August 30, 1971. This represents an increase in rent from $65 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the Lease occupancy.
(October 1, 1971)

Right of Way
Route 20, Section 2

55 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, Project No. 100% State, from U.S. 46 Interchange to Main Street, Parcel 323.

Authority is requested to rent the subject apartment to Ralph Gonzalez & Juana, his wife, for a rental of $62. per month based upon the terms and conditions set forth inthe Dwelling Lease Occupancy Agreement, Rent Account #20-2-323-5

This rent is the amount currently being paid by the occupants. Economic rent for this unit is $135. based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on August 30, 1971. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the Lease occupancy.
(October 1, 1971)

Right of Way
Route 20, Section 2

56 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, Project No. 100% State, from U.S. 46 Interchange to Main Street, Parcel 323.

Authority is requested to rent the subject apartment to Marie Redick for a rental of $64 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-2-323-6.

This rent is the amount currently being paid by the occupant. Economic rent for this unit is $80 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on August 30, 1971. This represents an increase in rent from $64 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the Lease occupancy.
(October 1, 1971)

Right of Way
Route 20, Section 2

57

There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, Project No. 100% State, from U.S. 46 Interchange to Main Street, Parcel 323.

Authority is requested to rent the subject apartment to Douglas Brown for a rental of $68. per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account # 20-2-323-7.

This rent is the amount currently being paid by the occupant. Economic rent for this unit is $80 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on August 30, 1971. This represents an increase in rent from $68 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the Lease occupancy. (October 1, 1971)

Right of Way
Route 20F, Section 3

58

There is presented the matter of a Commercial Lease Occupancy Agreement for a commercial unit located on Route 20F, Section 3, from Main Street to Maple Avenue Interchange, Parcel 2.

Authority is requested to rent the subject commercial unit to Pop's Tool Shop for a rental of $200.00 per month based upon the terms and conditions set forth in the Commercial Lease Occupancy Agreement, Rent Account # 20F-3-2-1.

Economic rent for this unit is $230.00 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on September 10, 1971. This represents an increase in rent from $200.00 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the lease occupancy. (October 1, 1971)

Right of Way
Route 20 Freeway, Section 3

59

There is presented the matter of a Commercial Lease Occupancy Agreement for a commercial unit located on Route 20 Freeway, Section 3, from Main Street to Maple Avenue Interchange, Parcel 2.

Authority is requested to rent the subject commercial unit to Christine Manno, t/a One Hour Martinizing for a rental of $200.00 per month based upon the terms and conditions set forth in the Commercial Lease Occupancy Agreement, Rent Account Number 20F-3-2-2-.

An analysis of rentals in the local market for comparable units was used as a guide in establishing the rent for this unit. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on September 10, 1971. This analysis indicates economic rent for this commercial unit to be $310.00 per month plus water. This occupant previously rented the entire building from the former owner for a reputed rent of $300 per month. He then sublet the other rental units and performed managerial services and also paid the water bill which averaged about $600 per year.

The contract rent of $200 per month was negotiated with the subject occupant, due consideration given to the above circumstances and the Presidential wage-price rent freeze. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy. (October 1, 1971)

Right of Way
Route 20 Freeway, Section 3

60 There is again presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20 Freeway, Seciton 3, from Main Street to Maple Avenue Interchange, Parcel 58.

The subject residence is a multi family apartment house presently occupied by 13 other tenants. The subject tenant previously acted as superintendent for the former owner. The subject tenant has now agreed to act in a similar capacity on behalf of the State in consideration of the reduced rent of $45.00 per month as provided in the attached amended Dwelling Lease Occupancy Agreement.

Authority is requested to rent the subject apartment to Lawrence Aiken and Lillian Harrell for a reduced rent of $45.00 per month. It is our opinion that this monthly rental is fair and reasonable. (October 1, 1971)

Right of Way
Route 78, Section 5E

61 There is presented the matter of a Commercial Lease Occupancy Agreement for a commercial unit on Route 78, Section 5E, Project No. I-78-5-(4), from Garden State Parkway to Lyons Avenue, Parcel 32A, UE32B.

Authority is requested to rent the subject commercial unit to Ward Motors, Inc. for a rental of $100.00 per month based upon the terms and conditions set forth in the Commercial Lease Occupancy Agreement, Rent Account # 78-5E-32A,UE32B-2.

A diligent search was made for suitable comparable rentals that would reflect an economic rent for the subject tenant. No similar type rentals were found in the area. The location of the property is rather unique and an investigation indicated that the commercial and industrial properties in the surrounding areas were occupied by owners. Due consideration was also given to the fact that the tenant occupies land only.

Because the land is used mainly for storage, no consideration was given in the rental factor for the maintenance of the property by the tenant.

With the foregoing considerations in mind, it is felt that the present rental reflects a fair and just economic rent. The present rent is $100.00.

Authority is also requested to close title subject to the lease occupancy. (October 1, 1971)

Right of Way
Route 78, Section 5E

62 There is presented the matter of a Commercial Lease Occupancy Agreement for a commercial unit located on Route 78, Section 5E, Project No. I-78-5-(4), from Garden State Parkway to Lyons Avenue, Parcel 32A,UE32B.

Authority is requested to rent the subject commercial unit to Doors, Inc. for a rental of $60.00 per month based upon the terms and conditions set forth in the Commercial Lease Occupancy Agreement, Rent Account # 78-5E-32A,UE32B-1.

A diligent search was made for suitable comparable rentals that would reflect an economic rent for the subject tenant. No similar type rentals were found in the area. The location of the property is rather unique and an investigation indicated that the commercial and industrial properties in the surrounding areas were occupied by owners. Due consideration was also given to the fact that the tenant will supervise the subject property.

This tenant's original rental was $75.00 per month. Due to the fact that this tenant will supervise the subject property, it is felt that $60.00 per month reflects a fair and just economic rent.

Authority is also requested to close title subject to the lease occupancy. (October 1, 1971)

Right of Way
Route 78, Section 5E

63 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5E, Project No. I-78-5-(4), from Garden State Parkway to Lyons Avenue, Parcel 169.

Authority is requested to rent the subject apartment to William Rybnick and Riva Rybnick, his wife, for a rental of $135 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #78-5E-169-2.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupants. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on July 15, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy. (October 1, 1971)

Right of Way
Route 78, Section 5E

64 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment on Route 78, Section 5E, Project No. I-78-5-(4), from Garden State Parkway to Lyons Avenue, Parcel 169.

Authority is requested to rent the subject apartment to Jack Fishbein and Yetta Fishbein, his wife, for a rental of $135 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #78-5E-169-3.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupants. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on July 16, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy. (October 1, 1971)

Right of Way
Route 78, Section 5E

65 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5E, Project No. I-78-5-(4), from Garden State Parkway to Lyons Avenue, Parcel 169.

Authority is requested to rent the subject apartment to Simon Dank for a rental of $135 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #78-5E-169-4.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupant. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on July 16, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy. (October 1, 1971)

66

Right of Way
Route 78, Section 5F

There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5F, Project No. I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 364.

Authority is requested to rent the subject apartment to James Gaddy and Mildred Gaddy, his **wife**, for a rental of $100 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account **#78-5F-364-1.**

This unit is owner occupied and has not been previously rented. This rent is based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on **August 12, 1971**. Consideration was given to the fact that the occupants will maintain the property and act as superintendents. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy.
(October 1, 1971)

67

Right of Way
Route 78, Section 5G

There is presented the matter of the substitution of a Dwelling Lease Occupancy Agreement to an apartment located on Route 78, Section 5G, Project No. I-78-5-(6), from Schuyler Avenue to Elizabeth Avenue, Parcel 684.

The occupants occupied 386 Peshine Avenue, Newark, New Jersey, under Lease Account Number 78-5G-820-1, as authorized by the Commissioner of Transportation on November 19, 1969.

On an emergency basis, the relocation was accomplished to Route 78, Section 5G, Parcel 684, Apartment 2.

Authority is requested to rent the subject apartment to Curtis and Julia Vaughn, for a rental of $110.00 per month based on an analysis of rentals in the present market as calculated by a representative of our Metropolitan District Office Property Section on August 31, 1971, copy attached, it being our opinion that this monthly rental is equitable.
(October 1, 1971)

68

Right of Way
Route 295, Section 7

There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 295, Section 7, Project No. I-295-2-(45), Crosswicks Creek to Route 33, Parcel 73.

Authority is requested to rent the dwelling to Louise Palkovich for a rental of $220 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 295-7-73-1. This unit is owner occupied and has not been previously rented. The $220 per month rental appears fair and reasonable and is based on the attached comparable rental documentation report and analysis of September 20, 1971.

Authority is also requested to close title subject to the lease occupancy. **(October 1, 1971)**

69

Right of Way
Route 3, Section 3

There is presented the matter of moving cost reimbursement for the occupant, Sportland Route 3 Corporation, situated in a building located on Route 3, Section 3, Project # U-186-(18), from Passaic River to Route 20, Parcel T2R100B-4.

The occupant, Sportland Route 3 Corporation, has complied with our requirements and procedures concerning a business move. Since the estimates submitted were in excess of $5,000, the State obtained a third estimate as required. A review of the estimates was conducted and a letter of authorization to proceed with their relocation was transmitted to the occupant. The letter indicated that he was to expend an amount not to exceed $10,995, based on the low estimates.

Authority is requested to reimburse Sportland Route 3 Corporation $10,995 for their actual moving cost based on their properly executed voucher, certification and paid bills totaling $11,938.85.

Authority is also requested to pay Sportland Route 3 Corporation, as previously negotiated, for fencing which had been destroyed or damaged by the road contractor, based upon the cost of relocating same. This has been included in the amount, $10,995, authorized, based on the low estimates. (October 1, 1971)

Right of Way
Route 18 Freeway, Section 9

70 There is presented again the matter of acquisition of property on Route 18 Freeway, Section 9, Federal Project F-112-(26), From Route 79 to Route 34, Parcel 43A1, Condemnation proceedings were authorized by the Commissioner on December 2, 1968 as the owner could not convey clear title. A complaint was filed in the Superior Court. Later, an agreement in the amount of $14,100 was executed by the owner, Leonard Moore, single, and approved by the Commissioner on June 5, 1970.

Subsequent to that date, numerous attempts by our Title Bureau and the attorney for the owner have failed to secure clear title to the premises in question. Although condemnation proceedings were discontinued, no order of dismissal was issued. On June 22, 1970 the State of New Jersey took possession of the premises.

Since the owner cannot convey clear title, it is recommended that the commission action of June 5, 1970 approving the agreement be rescinded and that authority be granted to re-institute condemnation proceedings for the acquisition of this parcel. Authority is further requested to file a Declaration of Taking and to deposit the State's fair market value of $14,100 as the State has taken possession. (October 1, 1971)

Right of Way
Route 20 F, Section 2

71 There is presented again the matter of acquisition of property on Route 20 Freeway, Section 2, from U. S. 46 Interchange to Main Street, Parcel 148A, Barthelo Nifosi and Jennie Nifosi, h/w. Condemnation proceedings were authorized on January 8, 1970 and on February 6, 1970 a complaint was filed.

Subsequently, the appraisals have been updated to the date of complaint which has resulted in the Fair Market Value being re-registered in the sum of $24,000. which was offered to and refused by the owners who demanded $38,000. which is considered excessive. Authority is, therefore, requested to deposit an additional $1,400. with the Superior Court which, when combined with the $22,600. previously authorized for deposit, will make a total authorization of $24,000.

There has been no court deposit to date as possession has not been required. (October 1, 1971)

Right of Way
Route 21 Freeway, Section 6

72 There are presented report and appraisal with map and description on Route 21 Freeway, Section 6, Control No. 1603-403, from Monroe Street to Route 80, Parcel 12B, Marvin L. Goidell & Claire Goidell, h/w, Norman F. Levy & Betty R., h/w and Ben Pekin & Cecile Pekin, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. Owners' attorney refused the Fair Market Value of $358,600. and demanded case be submitted for condemnation immediately.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $358,600.

Upon taking of possession, authority is requested to dispose of the improvements to the road contractor by public auction or sealed bids. (October 1, 1971)

Right of Way
Route 21 Freeway, Section 6

73 There are presented report and appraisal with map and description on Route 21 Freeway, Section 6, Control No. 1603-403, From Monroe Street to Route 80, Parcel UE12E, Marvin L. Goidell & Claire Goidell, h/w, Norman F. Levy & Betty E. Levy, h/w and Ben Pekin & Cecile Pekin, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this easement, subject to any public utilities existing in the premises. Owners' attorney refused a suggested settlement in the sum of $250 and demanded case be submitted for condemnation immediately.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $250.

Said Parcel UE12E being required to relocate the sewer facilities of the city of Passaic further authority is requested to convey said parcel to the city of Passaic at such time as a utility order has been consummated which provides for said conveyance. (October 1, 1971)

Right of Way
Route 21 F, Section 6

74 There is presented the matter of moving cost reimbursement for the occupant, Frank B. Calandriello, situated in a building located on Route 21F, Section 6, from Monroe Street to Route 80, Parcel 19.

The occupant, Frank B. Calandriello, has complied with our requirements and procedures concerning a business move. Since the estimates submitted were in excess of $5,000, the State obtained a third estimate as required. A review of the estimates was conducted and a letter of authorization to proceed with his relocation was transmitted to the occupant. The letter indicated that he was to expend an amount not to exceed $5,500.

Authority is requested to reimburse Frank B. Calandriello, $5,300 for his actual moving cost including emergency storage upon his properly executed invoice, certification, paid bill and cancelled check. (October 1, 1971)

Right of Way
Route 21 Freeway, Section 6

75 There are presented report and appraisal with map and description on Route 21 Freeway, Section 6, Control No. 0234-401, from Monroe Street to Route 80, Parcel 119, John Cheski and Katherine Cheski, his wife.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. Owners refused a suggested settlement in the sum of $36,500. and demanded $125,000., which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $36,500.

It is further recommended that authority be granted to enter upon owner's remaining lands for the purpose of removing the one-story frame commercial building which lies partly within and partly outside the proposed Right of Way area.

Upon taking of possession, authority is requested to dispose of the one-story frame commercial building to the road contractor by public auction or by sealed bids. (October 1, 1971)

Right of Way
Route 21 Freeway, Section 6

76 There are presented report and appraisal with map and description on Route 21 Freeway, Section 6, Control No. 0234-401, From Monroe Street to Route 80, Parcel R121, Edward Devory and Mary Devory, his wife.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. Owner refused a suggested settlement in the sum of $10,500. and demanded $15,000., which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $10,500. (October 1, 1971)

✓Right of Way
Route 23, Section 2

77 There is presented again the matter of acquisition of property on Route 23, Section 2, Control Section 1604401, from Essex County Line to Black Oak Ridge Road, Parcel 52, Edward J. Fengya and Ethel M. Fengya, h/w. On December 17, 1970 an agreement in the amount of $13,350. was approved by the Commissioner. Prior to closing our Title Bureau determined that by Sheriff's Sale on March 17, 1971 title is now vested in the Secretary, Housing and Urban Development, Federal Housing Administration.

Negotiations were conducted with the new owner who refused the State's registered Fair Market Value Determination of $13,350. as they are unable to complete negotiations at this time.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel, in fee simple, subject to any public utilities existing in the premises and it is further recommended that the commission action dated December 17, 1970 be rescinded and the agreement be declared null and void.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking, and to deposit with the Court $13,350. Upon taking of possession authority is requested to dispose of the improvements to the road contractor by public auction or sealed bids.(October 1, 1971)

Right of Way
Route 35, Section 6

78 There is presented again the matter of acquisition of property on Route 35 (1953), Section 6, From Asbury Avenue to Eatontown, Parcel 88, Rustic Bern Corporation (A New Jersey Corporation) on which an agreement was previously secured and approved in the sum of $93,700.

A Deed was subsequently executed on January 22, 1970 by the property owner.

Subsequent to that date our Supervising Highway Engineer advised that there was pylon sign located partially within the State's taking area; which, at the time the appraisal was completed was believed to lie outside the area of taking and for which no value was attributed.

Accordingly, estimates were secured covering the removal of the sign from our Right of Way and the owner has executed a Deed of Release, together with a Corporate Resolution and an Invoice Form in the sum of $2,877.50. It is recommended that the sum of $2,877.50 be paid and that the General Deed of Release and Corporate Resolution be accepted. (October 1, 1971)

Right of Way
Route 75 Freeway, Section 3

79 There is presented the matter of a business relocation payment for Ferber Plastic Manufacturing Company, tenant-occupant on Route 75 Freeway, Section 3, Project No. U-211-(5), 13th Avenue to Route 280, Parcel 360.

The tenant-occupant, Ferber Plastic Manufacturing Company, submitted the necessary two estimates for our review and approval. They are as follows: Acme Rigging Company $22,375.00 and Universal Storage $20,439.00. Since both estimates were over $5,000.00, and in accordance with our procedures, a third estimate was obtained by our Central District office from A. McDermott, Inc., in the amount of $21,900.00. All estimates included subcontractors for each phase of the move.

When the relocation was completed, the tenant-occupant, Mr. Martin Ferber, attempted to pay the various contractors for services rendered but was able to pay each vendor only a part of the money due him. This amount totalled $7,344.19. All of his funds were expended, leaving a balance to be paid of $13,094.81.

In order to pay this balance, our Central District office prepared a voucher and the necessary Form RE-92 for each vendor involved for the balance of payment due each. Also, prepared was the necessary forms to reimburse the tenant-occupant for money expended in making partial payments.

It is requested that this matter be presented to the Commissioner of the Department of Transportation for authority to reimburse Acme Rigging Company in the amount of $8,794.81, Steinmetz Bros. for $4,300.00, both representing the amounts due them for the move of the tenant-occupant. Authority is also requested to reimburse the tenant-occupant, Mr. Martin Ferber, in the amount of $7,344.19 for monies expended in making these partial payments.
(October 1, 1971)

Right of Way
Route 78, Section 3D

80 There is presented again the matter of condemnation of property on Route 78, Section 3D, Federal-aid Project I-78-3-(4), Lamington River to Route 287. Condemnation proceedings were previously authorized for Parcels 2R16, 16B, 17B, John Kean, Jr. and Joan, h/w on December 5, 1966 at which time the owners' demand of $15,000. was considered excessive.

Subsequently, Parcel 17B was eliminated by the engineers inasmuch as it had been purchased by the Township of Bedminster for road purposes. The parcel designations are now 2R16 and 16B.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of Parcels 2R16 and 16B, John Kean, Jr. and Joan, h/w, in fee simple subject to any public utilities existing in the premises. The State's registered Fair Market Value of $1,950. was offered to and refused by the owners whose demand of $15,000. is considered excessive.

It is further recommended that the complaint on file be amended to substitute the map and description for Parcels 2R16 and 16B in the place and instead of those previously filed and that the condemnation proceedings previously authorized for Parcel 17B on December 5, 1966 be discontinued.

The owner has withdrawn from court the deposit of $3,900. previously made for Parcels R16, 16B, 17B. The State has thus been unable to withdraw the difference due to the re-registered Fair Market Value of $1,950. Should the ultimate award or judgement be rendered in an amount less than the deposit of $3,900., authority is requested to file suit at that time against this owner for the recovery of the excess on deposit. (October 1, 1971)

Right of Way
Route 78, Section 5E

81 There are presented report and appraisal with map and description on Route 78 Section 5E, Federal-Aid Project I-78-5-(4), From Garden State Parkway to Lyons Avenue, Parcel 21, Fred Realty Co.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel, in fee simple, subject to any public utilities existing on the premises. The agent refused the Registered Fair Market Value, in the sum of $164,500., and demanded $400,000., which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $164,500.

Authority is requested to enter upon the owner's remaining lands for the purpose of demolishing the Metal Shed lying partly within and partly outside the Right of Way.

Upon taking of possession, further authority is requested to dispose of the three metal sheds and 615± ft. of chain link fencing to the road contractor by public auction or sealed bids. (October 1, 1971)

Right of Way
Route 78, Section 5E

82 There are presented report and appraisal with map and description on Route 78, Section 5E, Federal-aid Project I-78-5-(4), From Garden State Parkway to Lyons Avenue, Parcels 26A, U26B and U26C, Mount Vernon Realty Co., Inc.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels and the remnants in fee simple subject to any public utilities existing on the premises. The registered fair market value determination is $62,250 plus $250 for the remnants which was offered to and refused by the owner's agent who demanded $75,000 which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the court $62,500.

Said Parcels U26B and U26C being required to relocate the facilities of the Lehigh Valley Railroad, further authority is requested to convey said parcels to the Lehigh Valley Railroad at such time as a utility order has been consummated which provides for said conveyance.

Upon taking of possession, authority is requested to dispose of the improvements to the road contractor, by public auction or sealed bids. (October 1, 1971)

Right of Way
Route 78, Section 5E

83 There are presented report and appraisal with map and description on Route 78, Section 5E, Federal-aid Project I-78-5-(4), From Garden State Parkway to Lyons Avenue, Parcel 29A and U29B, Chestnut Brook Farms, Inc.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple subject to any public utilities existing on the premises. The registered fair market value determination is $26,900 which was offered to and refused by the owner's agent who demanded $75,000 which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $26,900.

Said Parcel U29B being required to relocate the facilities of the Lehigh Valley Railroad, further authority is requested to convey said parcel to the Lehigh Valley Railroad at such time as a utility order has been consummated which provides for said conveyance.

Upon taking of possession, authority is requested to dispose of the improvements to the road contractor, by public auction or sealed bids.
(October 1, 1971)

Right of Way
Route 78, Section 5E

84 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5E, Project No. I-78-5-(4), from Garden State Parkway to Lyons Avenue, Parcel 169.

Authority is requested to rent the subject apartment to Mordechai Alzhadif and Shoshanna Alzhadif, his wife, for a rental of $110 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account # 78-5E-169-1.

This rent is based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on July 15, 1971. This represents a reduction in rent from $135 per month. Consideration was given to the fact that the occupants will maintain the property and act as superintendents. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy.
(October 1, 1971)

Right of Way
Route 80, Section 1D

85 There are presented report and appraisal with map and description on Route 80, Section 1D, Federal Project I-80-1-(14), From Route U.S. 46 to Delaware-Knowlton-Blairstown Road, Parcel E19E, E. Ernest Sipel and Martha J. Sipel, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $1,000. was offered to and refused by the owners who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $1,000.
(October 1, 1971)

Right of Way
Route 280, Section 7

86 There is again presented the matter of an Interdeparmental Agreement of Parcel X36C located on Route 280, Section 7, Roseville Avenue to Passaic River, City of Newark, New Jersey.

The parcel had been declared excess and the Division of Motor Vehicles agreed to purchase same parcel at a consideration of $108,800.00.

An Interdepartmental Agreement was approved by the Commissioner of Transportation on May 12, 1971 for the conveyance and was forwarded to our Legal Division for execution. Due to reasons beyond our control, the Legal Division did not process this matter. In the interim period, new procedures for conveyance were instituted.

Authority is requested to rescind the Commission Action approved on May 12, 1971. Authority is also requested to complete the conveyance by Bargain and Sale Deed in accordance with the new procedure upon payment of the agreed consideration.
(October 1, 1971)

87

Right of Way
Route 295, Section 7

There is presented again the matter of condemnation of property on Route 295, Section 7, Federal-aid Project I-295-2-(45), From Crosswicks Creek to Route 33, Parcel 94P, Township of Hamilton. Condemnation proceedings were previously authorized on November 12, 1970 at which time the State's registered Fair Market Value of $1,200. was offered to and refused by the owner, whose demand was considered excessive.

Prior to Filing of Compliant, our Title Bureau determined that title to this parcel is held by the heirs of Joseph Napoleon Bonaparte. Subsequently, an appraisal updating to the date of complaint resulted in the Fair Market Value being re-registered in the amount of $1,400. which could not be offered because the heirs of Joseph Napoleon Bonaparte could not be located.

Authority is requested to deposit an additional $200. with the court which when added to the amount of $1,200. previously authorized for deposit will equal the re-registered Fair Market Value of $1,400. There has been no deposit made to date since possession has not been required. (October 1, 1971)

88

Right of Way
Route 295, Section 7

There is presented again the matter of condemnation of property on Route 295, Section 7, Federal-aid Project I-295-2-(45), From Crosswicks Creek to Route 33, Parcel 94Q, Township of Hamilton. Condemnation proceedings authorized on November 12, 1970 at which time the State's registered Fair Market Value of $6,200. was offered to and refused by the owner, whose demand was considered excessive.

Prior to Filing of Complaint, our Title Bureau determined that title to this parcel is held by the heirs of Joseph Napoleon Bonaparte. Subsequently, an appraisal updating to the date of complaint resulted in the Fair Market Value being re-registered in the amount of $7,400. which could not be offered because the heirs of Joseph Napoleon Bonaparte could not be located.

Authority is requested to deposit an additional $1,200. with the court which when added to the amount of $6,200. previously authorized for deposit will equal the re-registered Fair Market Value of $7,400. There has been no deposit made to date since possession has not been required. (October 1, 1971)

89

Right of Way
Route 440 Freeway, Section 1

There is presented again the matter of condemnation of property on Route 440 Freeway, Section 1, Federal-aid Project F-209-(2), From New Jersey Turnpike to Route 35. Condemnation proceedings were previously authorized for Parcels R215A and R215B, Frank Gentempo and Helen Palmieri, T/A Elizabeth Disposal Service on January 19, 1970, at which time the owners demanded $500,000. which was considered excessive.

Subsequently, the engineers revised the parcels to eliminate a ditch upon receiving the consent of the owners. The parcel designations are now R215A and 2R215B.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of Parcels R215A and 2R215B, Frank Gentempo and Helen Palmieri, T/A Elizabeth Disposal Service, in fee simple subject to any public utilities existing in the premises. The State's re-registered Fair Market Value of $392,875. was offered to and refused by the owner's agent whose demand of $1,000,000. is considered excessive.

It is further recommended that the complaint on file be amended to substitute the map and description for Parcels R215A and 2R215B in the place and instead of those previously filed.

The owner has withdrawn from the Court the total deposit of $401,425. made for Parcels R215A and R215B. The State is thus unable to withdraw the difference due to the re-registered Fair Market Value of $392,875. at this time.

Should the ultimate award or judgment be rendered in an amount less than the deposit of $401,425, authority is requested to file suit at that time against this owner for the recovery of the excess on deposit.

The garage has been disposed of by the contractor in the performance of his contract. **(October 1, 1971)**

Sale of Equipment
Route 18 Freeway, Section 11

90 There is presented a Bid Acceptance Proposal pursuant to the Public Sale held on September 16, 1971 for the equipment located on Route 18 Freeway, Section 11, from New Street to Route 287, Parcel 8.

PARCEL	NAME OF BIDDER	LOT NUMBER	AMOUNT OF HIGH BID	AMOUNT OF DEPOSIT
8	Deknatel, Inc.	6,8,12,18,19, 20,28,42,50,54 57,94,95	$ 9,625.	$ 2,600.
8	American Cyanamid Co. (Lederle Division)	3,21,39,76,77, 96	1,198.	300.
8	Robert St. Pierre	9,10,11	630.	200.
8	Sharpoint, Inc.	37,38,40,45, 49,76	431.	150.
8	H. E. Crawford, Jr.	41,74,76,77	348.	90.
		TOTALS	$12,232.	$ 3,340.

It is recommended that the above bids be approved, the proposals accepted, duly executed, and the successful bidders be authorized to remove the machinery upon his complete compliance with the provisions of said Bid Acceptance Proposal.

Authority is requested to return the performance guarantee money to the successful bidders after certification that they have complied with the terms and conditions of the sale. **(October 1, 1971)**

Appraisal Orders

91 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
9/20/71	1971-A-382	Bertram Brown	Essex	1	$200
"	383	Norman C. LeGore	Cumberland	5	1,050
"	384	Interstate Appraisal Co.	"	5	1,200

Approval is recommended.

NOTE: Order 1971-A-384 is for an updating on a previously delivered appraisal of parcels which must be acquired through condemnation proceedings.

(October 1, 1971)

Appraisal Orders

92 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
9/22/71	1971-A-386	Stephen Segal	Mercer	1	$300
"	387	Joseph H. Martin	"	1	300
"	388	C. L. Orbaker Assoc.	Ocean	1	700
"	389	Appraisal Consultants	Mercer	1	800
"	390	Calvin Schwartz	Middlesex	1	375
"	391	Edmund Cook & Co.	"	1	375
"	392	Appraisal Consultants	Morris	3	1,800
"	393	William Ard	Hunterdon	4	600
"	394	Calvin Schwartz	"	4	600

Approval is recommended. (October 1, 1971)

Legal Items

Right of Way
Route 18F, Section 8

93 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 18F, Section 8, Parcels 94 & X94B, owned by Pierre D. Van Mater, et al.

At the hearing, held on August 3, 1971, the property owner offered testimony in the amount of $63,000. Since the property owner did not present competent appraisal testimony, the State attempted to establish its fair market value of $41,000. through the testimony of the State's coordinator. The property owner objected to this method of testimony and no further appraisal evidence was presented by the State. The Complaint was filed on June 25, 1969 and a deposit was made into Court on July 16, 1971 in the amount of $41,000. Fair Market Value was registered in the amount of $41,000. Commissioners returned an award in the amount of $60,000.

The State was represented by Fee Attorney Lewis L. Krieger.

Since the Commissioners' award in the amount of $60,000. exceeds the State's Fair Market Value by $19,000., it is recommended that the appeal taken be approved. (October 5, 1971)

Right of Way
Route 18F, Section 9

94 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 18F, Section 9, Parcel 10, owned by Pierre D. Van Mater, et al.

At the hearing, held on August 3, 1971, the property owner offered testimony in the amount of $44,000. The State presented testimony in the amount of $22,900. The Complaint was filed on June 27, 1969, and a deposit was made into Court on June 29, 1969 in the amount of $22,900. Fair Market Value was registered in the amount of $22,900. Commissioners' returned an award in the amount of $40,000.

The State was represented by Fee Attorney Lewis L. Krieger.

Since the Commissioners' award in the amount of $40,000. exceeds the State's Fair Market Value by $17,100. it is recommended that the appeal taken be approved. (October 5, 1971)

Right of Way
Route 18 F, Section 10

95 There is presented here the matter of the condemnation of property on Route 18F, Section 10, Parcels 12, L12B, L12C, and 12D, owned by Orgo Farms and Greenhouses, Inc.,. A jury Trial was held on July 26, and 27, 1971 and the jury returned a verdict in the amount of $120,000.00. The Defendants offered testimony in the amount of $169,500.00.

Complaint was filed on July 22, 1969. A deposit in the amount of $73,700.00 was made on July 19, 1971. The latest registered fair market value was $73,700.00. The commissioners award was in the amount of $110,000.00. It is recommended that this Judgment be paid plus any applicable interest.

In addition, it is further recommended that Route 18Fwy, Section 9, Parcel 9E, owned by Walter C. Zimmerer, Jr., and Route 18Fwy, Section 9, Parcel R7C, owned by Joseph Manzo be eliminated and any condemnation proceedings that have commenced against these parcels be abandoned for the reason that the court would not permit any testimony as to the construction of the access road represented by these parcels in mitigation of damages. (September 30, 1971)

Right of Way
Route 24, Section 11

96 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $40,000 in the condemnation of property on Route 24, Section 11, Parcel R82, owned by George E. Magley, et al.

The above entitled matter was scheduled for trial to be held on October 21, 1970, and after numerous adjournments, conferences were held with the Legal Division and defendant's counsel which ultimately resulted in an agreement to settle for $78,000 plus interest. The Complaint was filed on May 23, 1968, and a deposit of $31,200 was made into Court on May 23, 1968. Fair Market Value was registered in the amount of $75,500.

The State was represented by Fee Attorney Harold Lasser.

It is, therefore, recommended that payment be made on the judgment in the amount of $78,000 together with interest as stipulated in the judgment, and less the deposit paid into Court in the amount of $31,200. (October 5, 1971)

Right of Way
Route 29 Freeway, Section 11

97 There is presented here the matter of the commission award in the condemnation of property located on Route 29F, Section 11, Parcel 180 owned by the R.C. Maxwell Co.

At the hearing before commissioners the State offered testimony in the amount of $5,800. The property owner offered testimony in the amount of $16,050. A complaint was filed on March 2, 1971. No Declaration of Taking has been filed.

The commissioners made an award in the amount of $9,100. An appeal has been taken based upon Mr. Hyde's recommendations.
(September 30, 1971)

Right of Way
Route 35, Section 9

98 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $81,000, in the condemnation of property on Route 35, Section 9, Parcels 116 & 116B, owned by August H. Fisher, et al.

At the trial held on July 26 and 27, 1971, before the Court and a jury, the property owner offered testimony in the amount of $126,000, and the State offered testimony in the amount of $72,800. Fair Market Value was established in the amount of $72,800. The complaint was filed on June 16, 1967, and a deposit of $69,500 was made on June 16, 1967, and an additional $4,000 was deposited on March 4, 1968, making a total deposit of $73,500. The jury returned a verdict in the amount of $95,000.

The State was represented by fee attorney John A. Hila, Esq.

Since the verdict, in the amount of $95,000, grossly exceeds the State's Fair Market Value, it is recommended that the matter be appealed to the Appellate Division. I am herewith filing a Notice of Appeal in this matter. (October 1, 1971)

Right of Way
Route 46, Section 3

99 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 46, Section 3, Parcel L2R1A, owned by Henry Goetz, et al.

At the hearing held on August 19, 1971, the property owner offered testimony in the amount of $52,500.00. The State presented testimony in the amount of $19,200.00. Complaint was filed on January 30, 1970 and no deposit was made into Court. Fair Market Value was registered in the amount of $19,200.00. Commissioners returned an award in the amount of $32,000.00.

The State was represented by Fee Attorney Edward Krowen.

Since the Commissioners' award in the amount of $32,000.00 exceeds the State's Fair Market Value by $12,800.00, it is recommended that the appeal taken be approved. (October 5, 1971)

Right of Way
Route 70, Section 3

100 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $25,200, in the condemnation of property on Route 70, Section 3, Parcel 16, owned by William T. Tucker, et al.

At the trial, held on February 17 and 18, 1971, the property owner offered testimony in the amount of $30,000. The State presented testimony in the amount of $15,800. The Complaint was filed on December 17, 1969 and no deposit paid into Court. Fair Market Value was registered in the amount of $15,800. The Jury returned a verdict in the amount of $30,000.

The State was represented by Fee Attorney Frederick W. Hardt.

It is, therefore, recommended that payment be made on the judgment in the amount of $30,000. as computed by the Bureau of Titles. (October 5, 1971)

Right of Way
Route 80, Section 4E

101 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $8,500. in the condemnation of property on Route 80, Section 4E, Parcel RE106M, owned by Erie Lackawanna Railway Co., et al:

At the trial, held on April 22, 23, 26, 27, 1971, the property owner offered testimony in the amount of $26,913. The State presented testimony in the amount of $6,200. Complaint was filed on December 29, 1969 and no deposit was made into Court. Fair Market Value was registered in the amount of $6,200. The Jury returned a verdict in the amount of $9,000.

The State was represented by Fee Attorney Al Levy.

It is therefore recommended that payment be made on the judgment in the amount of $9,000. together with interest as stipulated in the judgment. (October 5, 1971)

Right of Way
Route 208, Section 2

102 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 208, Section 2, Parcel 6, owned by Milkon Realty Inc., et al:'

At the hearing, held on July 12, 1971, the property owner offered testimony in the amount of $20,000. The State presented testimony in the amount of $1,900. The Complaint was filed on March 4, 1970 and a deposit was made into Court on March 9, 1970 in the amount of $1,300. Fair Market Value was registered in the amount of $1,900. Commissioners' returned an award in the amount of $8,100.

The State was represented by Fee Attorney Laurence Semel.

Since the Commissioners' award in the amount of $8,100. exceeds the State's Fair Market Value by $6,200. , it is recommended that the appeal taken be approved. (October 5, 1971)

Respectfully submitted,

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary

I hereby certify that the Approvals set forth in this Schedule were approved as indicated and recommend that such actions be ratified and confirmed.

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary, Department of Transportation

The Approvals as indicated in this Schedule are hereby ratified and confirmed.

J C Kohl

John C. Kohl
Commissioner of Transportation

NO. 38 - 1971

STATE OF NEW JERSEY
DEPARTMENT OF TRANSPORTATION
TRENTON

SCHEDULE OF APPROVALS - OCTOBER 14, 1971

Administration Items

Project Agreements - I-280-6(42)47 &
I-280-6(41)55
Rt. 280, Sec. 1B, 2B, 3D, 3F, 4G & 5P

1 It is recommended that the attached two (2) project agreements in quadruplicate be approved and executed for construction for N.J. Project I-280-6(42)47 and I-280-6(41)55. (Route 280 Section 1B,2B & 3D - & Route 280 Section 3F,4G & 5P)

The total estimated cost is $13,798,280.00 of which ninety percent (90%) or $12,408,678.00 is Federal Interstate Funds. There is 100% State Financing involved in the amount of $10,860.00.

Since the above projects show a total of Federal Financing, the following summary is included.

PROJECT	TOTAL	FEDERAL	N.P.
I-280-6(42)	$8,048,500.00	$7,233,876.00	$10,860.00
I-280-6(41)	5,749,780.00	5,174,802.00	0
Total	$13,798,280.00	$12,408,678.00	$10,860.00

The work to be performed under this contract consists of paving, drainage, lighting, signing, landscaping, erosion control, one overpass and all other incidental work as provided in the contract. (October 7, 1971)

Route 15 Freeway, Sec. 9B, 10A
RF-F-206(9)

2 It is recommended that a total commitment of $10,284,000 with Federal Aid Primary funds of $5,060,800 ($1,679,392 of RF monies and $3,381,408 of F monies) be made on the Department of Transportation records as of August 30, 1971. This set up of funds as a commitment is based upon the Federal Highway Administration's authorization to advertise the subject project, a copy of which is attached. (September 19, 1971)

Claims - Settlement

3 The Department of Transportation is carrying a claim against Stephen and Gloria Nevins arising out of an accident occurring on April 11, 1969 involving department vehicle bearing Reg. TD 4288 operated by Joseph A. Exel and a vehicle owned by Stephen Nevins, being operated by Gloria Nevins. As the result of the said accident, the department's vehicle was damaged and had to be repaired at a cost of $454.85.

The insurance company for the other party refused to honor our claim as rendered and offered the sum of $227.42 in full settlement of our claim which offer was rejected. Inasmuch as we were unsuccessful in getting the offer increased, suit was instituted by the Claims Bureau against the other parties involved in the Mercer County District Court. Prior to actual trial the attorney for the other party attempted to settle the department's claim for $275.00. Subsequent negotiations resulted in the offer being increased to $300.00. In the event we elected to try this matter for the full amount, it would undoubtedly cost us more in time and money than the difference between the amount of the offer and our claim as originally rendered.

Giving due consideration to the circumstances under which the accident occurred, after consulting with the Deputy Attorney General to whom this case was assigned, it was our joint feeling that the offer of settlement in accordance with Mr. Levine's memorandum attached, hereto, and the approval of Deputy Attorney General David A. Biederman was fair and reasonable and it is therefore our recommendation that it receive favorable consideration and be approved. (October 14, 1971)

Claims - Settlement

4 The Department of Transportation is carrying a claim against Winnie Betts in the amount of $966.43 arising out of an accident occurring on November 1, 1966 involving a vehicle owned and operated by Winnie Betts and a vehicle owned by the Department of Transportation, being operated by Eugene Hagen. Inasmuch as personal injuries were involved in this accident, the insurance carrier representing Winnie Betts would not discuss settlement of the property damage claim until the personal injury claim of Eugene Hagen had been satisfied.

The personal injury aspect of this case was brought to a conclusion during the month of May 1971. This office then attempted to negotiate a settlement of the state's property damage claim. The insurance carrier for Winnie Betts took the position that liability was questionable and felt that the state's driver was guilty of at least contributory negligence. The carrier's first reaction was to deny any payment in connection with this claim. Subsequent negotiations by the Claims Bureau has now resulted in an offer of $363.76 which represents a settlement of slightly in excess of 50%. This offer, as well as the circumstances under which the accident occurred was discussed with counsel assigned to the Department of Transportation who was of the opinion that the offer in view of the circumstances was reasonable and should receive favorable consideration.

It is therefore our recommendation and in accordance with Mr. Levine's memorandum attached, hereto, and the approval of Deputy Attorney General David A. Biederman that the offer of $363.76 be accepted in full settlement of the department's claim (October 5, 1971)

Construction Items

5

Route 195, Sections 2C, 3C & 4C

Approval is recommended in making Award of Contract to Whitmyer Bros., Inc. at their bid, the lowest of two bids received on September 16, 1971 in the amount of $212,358.75 for Route 195, Sections 2C, 3C & 4C, from Old York Road (County Route 539) to Cedar-Swamp Road (County Route 527). Lighting, Signs and Sign Structures, in the Townships of Washington, Upper Freehold, Millstone and Jackson, Mercer, Monmouth and Ocean Counties, Federal Project Number N.J.-I-195-8(15)68. (October 14, 1971)

6

Prequalification of Bidders

Approval is recommended of the attached list of assignment of classification and/or reclassification of prospective bidders as prepared by the Prequalification Committee in accordance with R.S. 27:7-35.1 et seq. The Committee consists of the State Highway Engineer, Deputy Attorney General, Director of Accounting, Director, Division of Construction, and Chief Bureau of Contract Administration. (October 5, 1971)

7

Approved Change Orders - September 1971

The Bureau of Construction Control herein submits for approval the attached tabulation consisting of 10 Approved Change Orders that were processed during the month of September 1971, for Construction District 3.

All Change Orders noted herein are available for more detailed inspection in the Bureau of Construction Control. (October 7, 1971)

8 **Approved Subcontracts - September 1971**

The Bureau of Construction Control herein submits for approval the attached tabulation of all "Requests for Approval to Sublet" that were processed during the month of September 1971.

The tabulation consists of 21 individual requests to sublet.
(October 14, 1971)

Design Items

9 **Route U.S. 1, 9 & 46 (1953), Section 1D**

Approval is recommended of the plans and specifications and authority to advertise for Creeper Lane Improvement, from Palisades Boulevard to Route 63, in the Borough of Palisades Park, Bergen County, Route U. S. 1, 9, and 46 (1953), Section 1D. (October 8, 1971)

10 **Route 23(1953), Section 7A**

Approval is recommended of the plans and specifications and authority to advertise for the construction of an Pedestrian Underpass at Lehigh and Hudson River Railroad, in the Borough of Hamburg, Sussex County, Route 23 (1953), Section 7A. Construction Program Year: 1970-1971 Item No. 33
(October 5, 1971)

11 **Route 24 Freeway, Section 11G**

Approval is recommended of the plans and specifications for submission to the Federal Highway Administration Division Office and authority to advertise after approval has been received from the Division Office for the demolition of buildings, East of Ridgedale Avenue, in the Borough of Florham Park, Morris County, Route 24 Freeway, Section 11G, Federal Project No. U-204(10).
(October 6, 1971)

12 **Route 174 Freeway, Section 1A and
Route U.S. 1, Section 1B**

Approval is recommended of the plans and specification and authority to advertise for grading, paving and bridge structures, from Whitehead Road to Bakers Basin Road, in the City of Trenton and Township of Lawrence, in Mercer County, Route 174 Freeway, Section 1A and Route U. S. 1 (1953) Section 1B. Construction Program Year; 1970-1971 Item No. 40 (October 5, 1971)

13 **Route 17 (1953), Section 5M**

As instructed, this Commission Action is prepared in order to rescind the Commission Action dated August 19, 1971 for the receipt of bids scheduled to be received on October 14, 1971 for Route 17 (1953), Section 5M, Extension to Pedestrian Bridge at Prospect Avenue, in the Borough of Waldwick, County of Bergen.

This action has been initiated as a result of a request from the Board of Education to study the incorporation of ramps in lieu of stairs.
(October 7, 1971)

14 **Route 78, Section 2P and
Route 31 (1966), Section 8B
Rejection of Bids & Readvertisement**

Approval is recommended in rejecting the four bids received on September 16, 1971 for Route 78, Section 2P, Ramp Connection from Northbound Route 31 to Eastbound Route 78 and Route 31 (1966), Section 8B, Planting and Sight Improvement in the vicinity of Belvidere Avenue, Clinton Point Interchange, Township of Clinton, Hunterdon County, Route 78 Federal Project Number N.J.-I-78-2(23)18, Contract #2 and Route 31 (1966), Federal Project No. F-62(6), Contract #2, as the bid prices received were excessive. Approval is recommended to readvertise for bids.(October 14, 1971)

✓

Route 22 Stony Brook
Somerset Street Drainage
Survey and Culvert Construction

15

The project described herein is recommended for approval and allocation of funds.

On Route 22 located at Stony Brook, within the New Jersey Department of Transportation R.O.W. adjacent to property owned by Allstate Acceptance Corporation, One Codington Avenue, North Plainfield, Somerset County, a retaining wall is deteriorating and allowing heavy erosion to take place endangering a building structure.

The existing stream is to be enclosed in a 12 x 6 foot concrete culvert approximately 70 feet long. The approximate cost is $50,000.

Upon approval of this action, the original is to be referred to the Division of Accounting for processing. (October 7, 1971)

✓

Agreement - County of Cape May
Take-Over portion of
Route 585 (North Wildwood Blvd.)

16

Approval and execution is recommended of the attached Agreement dated September 27, 1971, between the County of Cape May and the State of New Jersey covering understandings in connection with the take over by the State of a portion of County Route 585 (North Wildwood Boulevard). This agreement outlines the responsibilities, upon transfer of the aforesaid highway for the highway lighting and signalization presently in service on the roadway and the maintenance and operation of the movable County Route 585 (North Wildwood Boulevard) Bridge over Grassy Sound Channel.

The State is to reimburse the County in an amount not to exceed $25,000.00 for the operation of the County Route 585 (North Wildwood Boulevard) movable bridge over Grassy Sound Channel for the period beginning the date of formal takeover of the roadway and ending February 1, 1972. (October 12, 1971)

✓

Agreement - County of Cape May
Take-Over portion of
Route 585 (North Wildwood Blvd.)

17

Approval and execution is recommended of the attached Agreement dated September 27, 1971, between the County of Cape May and the State of New Jersey covering understandings in connection with the State's take over from the County of a portion of Route 585 (North Wildwood Boulevard) as described in the agreement, and the release of State Aid Funds allocated for the improvement of the said Route to the Commissioner of Transportation which amounts to $1,110,000. (October 12, 1971)

✓

Request for Project Initiation
Construction of Jughandles
Rt. 10 & Dover Chester Rd. - Randolph Twp.

18

Authority is hereby requested to initiate a design project for the construction of jughandles at the intersection of Route 10 and Dover Chester Road in the Township of Randolph, County of Morris.

The project will be designed by Department forces.

The estimated construction cost for this project is $150,000.00. (October 12, 1971)

✓

Request for Design Project Initiation
Route 80 - Morris County

19

Authority is hereby requested to initiate a design project for the resurfacing of Interstate Route 80 from Route 15 to the Mt. Hope Rockaway Road, a distance of approximately two miles in Morris County.

This project will be designed by Department Forces.

The estimated construction cost for this project is $301,000. (October 14, 1971)

Request for Design Project Initiation
Route 287 - Counties of Middlesex & Somerset

20 Authority is hereby requested to initiate a design project for the resurfacing of Interstate Route 287, from Route U. S. 22 to Stelton Road, a distance of approximately 8.5 miles, in the counties of Middlesex and Somerset.

This project will be designed by Department Forces.

The estimated construction cost for this project is $1,874,000.00.
(October 14, 1971)

Services - Engineering
Route 23, Section 8
A. G. Lichtenstein & Associates, Inc.

21 Approval and execution is recommended of the attached Supplemental Agreement dated September 28, 1971, between A. G. Lichtenstein and Associates, Inc., (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services (Design) relative to the improvement of of Route 23, Section 8, more particularly the design and construction of a pedestrian underpass at the Lehigh-Hudson River Railroad, in the Borough of Hamburg, Sussex County.

This agreement is necessitated due to the increase in the scope of work which raises the limit of estimated construction cost stipulated in the original agreement dated February 3, 1970.

The Consultant will be remunerated at the following revised amounts:

1.	Payment for salaries	from	$4,800.	to	$9,500.
2.	Reimbursement for soils work . . .	from	500.	to	500.
3.	Contingencies	from	500.	to	1,000.
	Revised totals	from	$5,800.	to	$11,000.
	Additional amounts to be set up				$ 5,200.

(October 7, 1971)

Utilities - Route 15 Freeway, Section 9B & 10A
County of Sussex - Sanitary Sewer Facility

22 Approval and execution is recommended of the attached Agreement (PUA-10-15-9B&10A) dated September 20, 1971, between the State of New Jersey and the County of Sussex covering understandings in connection with the State's construction of Route 15 (Freeway), Section 9B&10A, located in the Township of Sparta, County of Sussex.

The State, under its construction contract, will install a portion of future sanitary sewer across the Freeway, with pipe and appurtenance materials furnished by the County, at an estimated cost of $15,000.00. The County will reimburse the State for the cost incurred by its Consultant's (Howard, Needles, Tammen & Bergendoff) for the extra engineering work covering the inclusion of the sewer installation under the State's contract at an estimated cost of $1,700.00. (October 12, 1971)

Utilities - Rt. 21 Freeway, Sec. 4C
Public Service Electric & Gas Company

23 Under the terms of Order (PUO-15-21-4C;U-126(23), Contract #3), Public Service Electric and Gas Company was authorized to relocate its facilities to accommodate the construction of Route 21 (Freeway), Section 4C, located in the Borough of Wallington, County of Bergen and the City of Passaic, County of Passaic, at an estimated cost (including contingencies) of $72,750.00.

During the course of construction additional work was found to be necessary, which work was authorized by Change Orders #1 and #2.

Actual cost billing by the Company to date, for the work called for in the Order and the above additional work, amounts to $87,210.31 which represents an increase of $14,460.31 over the estimated amount set-up in the Order.

It is recommended that additional funds in the amount of $14,460.31 be set-up, making a revised total cost of $87,210.31 expended for reimbursement to Public Service Electric and Gas Company under the Order.
Construction Program Year: 1969 Item No. 3 (October 7, 1971)

Utilities - Route 35, Section 5C
The Central Railroad of New Jersey
(New York and Long Branch Railroad)

24 By action dated March 16, 1971, the Commissioner set up $55,000.00 with which to reimburse Railroad for costs it would incur in connection with subject project.

Said Agreement also provided for Railroad to perform certain additional work as required to accommodate State's construction contract, the estimated cost of which was not known at the time. It has been determined that said costs shall be approximately $40,651.00 over and above the $55,000.00 as set up originally.

It is recommended that this additional amount be approved by the Commissioner so that Railroad may be authorized to proceed with the work without delaying State's contractors operations. Construction Program Year: 1970 Item No. 15 (October 7, 1971)

Utilities - Route 47, Section 1B
Atlantic City Electric Company

25 Approval and execution is recommended of the attached Agreement dated September 13, 1971, between the State of New Jersey and the Atlantic City Electric Company covering understandings in connection with the State's construction of Route 47, Section 1B, in the Township of Middle, County of Cape May. The construction of improvement project will not necessitate rearrangement of existing electrical facilities owned by the Company. (October 8, 1971)

Utilities - Route 280, Section 4D & 5K
Public Service Electric & Gas Company

26 Under Order PUO-36-280-4D&5K; NJ-I-280-6(9)55, Con. #5A, Public Service Electric and Gas Company was authorized to relocate its facilities to accommodate the construction of Freeway Interstate 280, Section 4D&5K, at an estimated cost (including contingencies) of $296,600.00.

During the course of construction of relocated facilities, the Company has encountered unforeseen obstacles caused by unknown field conditions which necessitate numerous revisions at increased cost, at an estimated sum of $33,890.00.

It is recommended that the additional amount of $33,890.00 be set-up, making a revised estimated total of $330,790.00 approved for reimbursement to Public Service Electric and Gas Company under the Order. (October 12, 1971)

Utilities - Route 287, Section 10D
New Jersey Bell Telephone Company

27 Under the terms of Order (PUO-125B-287-10D), which was executed during 1968, New Jersey Bell Telephone Company was authorized to perform certain telephone facilities relocation work to accommodate the construction of Freeway Interstate 287, Section 10D, in the Townships of Morris and Hanover, County of Morris, at an estimated cost (including contingencies) of $18,900.00.

Subsequent to the execution of the above Order, the Department initiated design revisions of contract plans for highway facility construction which affect telephone relocations. This necessitates issuance of a Change Order to cover updated relocation work to be performed under the Order, which includes installation of conduits through bridge structures under the utility project and the additional work of relocating Carrier Cabinets with the related extensive cable splicing required, at an estimated additional cost (including contingencies) of $39,100.00.

It is recommended that the additional estimated cost amount of $39,100.00 be set-up, making arevised estimated total of $53,000.00 to be expended for reimbursement to New Jersey Bell Telephone Company under the subject heading Order.
Construction Program Year: 1969 Item No. 36 (October 7, 1971)

28

Utilities - Rt. 440 Fwy, Section 3E
City of Perth Amboy (Water)

Under the terms of Agreement (PWA-73-440-3E), the City of Perth Amboy was authorized to perform certain water distribution facilities relocation work to accommodate the construction of Route 440 (Freeway) Section 3E, in the City of Perth Amboy, County of Middlesex, at an estimated cost (including contingencies) of $12,800.00.

During the course of construction of highway facilities, conflicts with unknown water facilities were encountered and additional relocation work was required as covered by Change Orders 1 through 5. This additional rearrangement work is estimated to cost $41,900.00.

It is recommended, therefore, that the additional amount of $41,900.00 be set-up, making a revised estimated total of $54,700.00 approved for reimbursement to the City of Perth Amboy under the subject heading Agreement.

$23,750.00 additional funds have been provided to cover change orders #2 & 3, therefore, only $13,150.00 additional is needed at this time.
Construction Program Year: 1969 Item No. 13 (October 7, 1971)

29

General Property Parcel Map
Route 95 (1953), Section 3
County of Mercer

Approval is recommended of sheets 3, 4, and 5 of the General Property Parcel Map of Route 95 (1953) Section 3, Scotch Road To Elm Ridge Road, in order that necessary duplicate tracings and linen prints may be prepared for filing in Mercer County. (October 7, 1971)

Maintenance Items

30

Route U.S. 9(1953), Sections 3C and 20B

Approval is recommended in making Award of Contract to Manzo Contracting Company, Inc. at their bid, the lowest of five bids received on September 30, 1971, in the amount of $148,236.60 for Route U.S. 9 (1953), Sections 3C and 20B, from the Garden State Parkway to Spruce Street; Resurfacing, in the Townships of Dover and Lakewood, Ocean County.

Funds available from Account No. ~~62102-600-100-501-GEB.~~ Bond Fund 212-992-771 PBP DD
(October 12, 1971)

31

AASHO Materials Reference Laboratory

The AASHO Materials Reference Laboratory was established at the National Bureau of Standards on October 1, 1965 under the sponsorship of the Committee on Materials of the American Association of State Highway Officials. Financial support for its operation is cooperatively provided by the Bureau of Public Roads (1/3) and by the 50 States (2/3). The share for each State is $5000. It is recommended that the share due from the New Jersey Department of Transportation for fiscal year 1972 be paid in accordance with the attached invoice submitted by the National Bureau of Standards in the amount of $5000. **(October 14, 1971)**

Public Transportation Items

Agreements
Garfield-Passaic Bus Company and
Counties of Bergen & Passaic

32

Execution of agreements dated July 1, 1971, between the State of New Jersey, acting by and through the Commuter Operating Agency, and the Garfield-Passaic Bus Company and the Counties of Bergen and Passiac providing for the operations of essential bus service until June 30, 1972 pursuant to the provisions of Chapter 134, Laws of 1969, as amended, at a cost not to exceed $32,000 of which amount Bergen and Passaic Counties have agreed to reimburse the State 25 percent or $8,000 in the aggregate.

Resolution adopting this action was unanimously approved at the Commuter Operating Agency meeting.

Funds in the amount of $32,000 are available in account SKB-63202-600-100-502 for this purpose.

Please forward original copy of this action to the Director of Fiscal Management.

State Share	$24,000
Counties Share	8,000
	$32,000

(October 12, 1971)

Agreements
Community Bus Lines, Inc. and
Counties of Bergen, Essex and Passaic

33

Execution of agreements dated July 1, 1971, between the State of New Jersey, acting by and through the Commuter Operating Agency, and the Community Bus Lines, Inc. and the Counties of Bergen, Essex and Passaic providing for the operation of essential bus service until June 30, 1972 pursuant to the provisions of Chapter 134, Laws of 1969, as amended, at a cost not to exceed $129,000 of which amount Bergen, Essex and Passaic Counties have agreed to reimburse the State 25 percent or $32,250 in the aggregate.

Resolution adopting this action was unanimously approved at the Commuter Operating Agency meeting.

Funds in the amount of $129,000 are available in account SKB-63202-600-100-502 for this purpose.

Please forward original copy of this action to the Director of Fiscal Management.

State Share	$ 96,750
Counties Share	32,250
	$129,000

(October 12, 1971)

Traffic Engineering Items

No Stopping or Standing Zones - Route 53 Denville Township

34 In accordance with the provisions of s. 78, c. 23, L. 1951 (c. 39:4-138.1) it is recommended that the attached regulation be adopted establishing legal "no stopping or standing" zones along:

Route 53
Denville Township
Morris County

It is further recommended that the following regulation be rescinded:

Regulation	Adopted
RP-70-6	5-8-70

(October 5, 1971)

Drawbridge Usage Regulation - Route 87 Brigantine City and Atlantic City

35 In accordance with the provisions of c. 319, L. 1927 (27:7-17) it is recommended that the attached regulation be adopted prohibiting certain uses of the drawbridge over Absecon Channel:

Route 87
Brigantine City and Atlantic City,
Atlantic County

(October 5, 1971)

Legal Speed Zones - Route I-495 Weehawken, Union & No. Bergen Townships

36 In accordance with the provisions of R.S. 39:4-98 (as amended) it is recommended that the attached regulation be adopted establishing legal speed zones along:

Route I-495
Weehawken Township, Union Township
and North Bergen Township in
Hudson County

(October 5, 1971)

Signals - Traffic - Route 63 Ridgefield Borough

37 Approval is recommended for the installation of traffic control signals at the intersection of Route 63 and Oakdene Avenue, Ridgefield Borough, Bergen County, as shown on the attached plan TS 2193. This installation conforms with the provisions of Title 39 of the Revised Statutes as amended and supplemented. It is further recommended that the attached agreement pertaining to this installation be approved. The State's share of the estimated cost will be $6,150 and there will be an annual maintenance cost to this Department of $320. (October 14, 1971)

Signals - Traffic - Rt. US322 Monroe Township

38 It is recommended that the attached agreement with the Township of Monroe be approved. It provides that the existing traffic signal flasher at the intersection of Route US322 and Tuckahoe Road, Monroe Township, Gloucester County, be converted to a semi-traffic actuated signal with pedestrian push buttons. The State will convert the traffic signal at an estimated cost of $7,629 and there will be an annual maintenance cost to this Department of $240. (October 5, 1971)

Highway Lighting - Route 20
Paterson

39 Approval is recommended for the Electrical Bureau to negotiate with the Public Service Electric and Gas Company for the upgrading of one 6,000 lumen incandescent lighting unit to a 400 watt mercury vapor lighting unit at Route 20 and Market Street, Paterson. Additional energy costs will be [illegible] per year. (October 14, 1971)

Highway Lighting - Route 46
Ridgefield Park

40 Approval is recommended for the Electrical Bureau to negotiate with the Public Service Electric and Gas Company for the upgrading of one, 6,000 lumen unit to a 250 watt mercury vapor unit at Route 46 and Teaneck Road and Fruitt Street in the Town of Ridgefield Park, Bergen County. The present annual energy costs is $65.88. The proposed annual energy cost would be $91.32. The increase in annual energy cost would be $25.44. (October 14, 1971)

Highway Lighting (Metered)
Route 202 and Route 208
Borough of Oakland

41 Approval is recommended for the Electrical Bureau to negotiate with the Rockland Electric Company for the installation of an electric service at the Route 202 and Route 208 interchange in the Borough of Oakland, Bergen County. The annual energy costs will be approximately $30.00. (October 5, 1971)

42

Traffic Signal Approvals

In accordance with the provisions of R.S. 39:4-120 (as amended), it is recommended that the traffic signals and the regulatory signs and markings necessary for the proper operation of the signals, be approved at the following intersections:

ROUTE	INTERSECTION	MUNICIPALITY	COUNTY	DRAWING NO.
4	Fair Lawn Pkwy-32nd St	Fair Lawn	Bergen	TS 1505 B
10	Cooper Rd-Miller Rd	Denville Twp	Morris	TS 2212
US30	Cooper Folly Rd-Bartram Ave	Waterford Twp	Camden	TS 2149 A
US30	Atco Ave	Waterford Twp	Camden	TS 029 B
US46	Kenvil Ave-Berkshire Valley Rd	Roxbury Twp	Morris	TS 2153 A
49	Fayette St-Franklin St	Bridgeton City	Cumberland	TS 1353 A
68	Monmouth Rd (Co Rd 537)	Springfield Twp	Burlington	TS 1584 A
US206	Rt. US30, Rt. 54	Hammonton	Atlantic	TS 2230
295	Ramp V & Haddonfield-Berlin Rd (Co Rd 561)	Cherry Hill Twp	Camden	TS 2142 & TS 2143
US322	Tuckahoe Rd	Monroe Twp	Gloucester	TS 1835 B

(October 5, 1971)

Local Government Aid Items

TOPICS PROGRAM - T4001(33)
Union County

43 It is recommended that the attached Federal-Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project involves preliminary engineering by a Consultant for the preparation of functional designs and estimate for the improvements of several intersections on Federal Aid and proposed Federal Aid Type II Systems, in the Township of Springfield, Union County, TOPICS Project No. T-4001(33). Total estimated cost is $17,600.00 to be financed 12½% from the Township of Springfield, 37½% from the N. J. Department of Transportation, and 50% from federal funds as provided in Section 10 of the Federal-Aid Highway Act of 1968. (October 5, 1971)

Approved Change Orders - September 1971

44 Approval is recommended of the attached tabulation listing 28 Change Orders that were processed by the Division of Local Government Aid during the month of September, in accordance with the provisions of Departmental Operating Procedure No. 206.

All Change Orders noted herein are available for detailed inspection in the Division of Local Government Aid. (October 5, 1971)

Municipal Aid - Margate City
Atlantic County

45 Approval is recommended of combining the $10,463 of 1971 Formula funds on Delavan and Marshall Avenues, A-4F-71 with the $7000 of 1970 and $5000 of 1971 construction funds on Winchester Avenue, Section 8, A-15-70 as one project. Approval is also recommended of adding Winchester Avenue, Section 9 and Clarendon Avenue to the project.

Approval is further recommended of plans and supplementary specifications for the construction of Winchester Avenue, Sections 8 and 9, Delavan, Marshall and Clarendon Avenues, Margate City, Atlantic County, A-15-70. Municipal Aid. (October 5, 1971)

Municipal Aid - North Arlington Borough
Bergen County

46 North Arlington Borough, Bergen County, received three bids on September 14, 1971 for the construction of Melrose Avenue, B-9F-71. The recommendation of the Borough is to make the award of contract to Gabriele Bros. Inc., 92 Center Street, Nutley, N. J. on their low lump sum bid of $30,527. for 3" FABC-2 surface. Approval is recommanded. Municipal Aid. (October 5, 1971)

Municipal Aid - Rutherford Borough
Bergen County

47 Rutherford Borough, Bergen County, received six bids on September 21, 1971 for the construction of Newell Avenue, B-12F-71. The recommendation of the Borough is to make the award of contract to J. Turco Paving Contr. Co. Inc., 590 Belleville Turnpike, Kearny, N.J. on their low lump sum bid of $9463.00 for 1¼" FABC-1 surface. Approval is recommended. Municipal Aid. (October 5, 1971)

Municipal Aid - Evesham Township
Burlington County

48 Evesham Township, Burlington County, received three bids on August 31, 1971 for the construction of Hopewell Road, Section 4, Bu-12-68. The recommendation of the Township is to make the award of contract to C, DeSorte Assoc., Box 217, Atco, N. J. on their low lump sum bid of $72,727.15 for 1¼" FABC-1 surface. Approval is recommended. Municipal and State Aid Road System. (October 5, 1971)

Municipal Aid - Berlin Borough
Camden County

49 Berlin Borough, Camden County, received two bids on September 17, 1971 for the construction of Broad Avenue, Section 3, C-4-71. The recommendation of the Borough is to make the award of contract to J. D. Excavating Co., Rt. 70, Berlin, N. J. on their low lump sum bid of $2475.00 for 1¼" FABC-1 surface. Approval is recommended. Municipal Aid. (October 7, 1971)

Municipal Aid - Winslow Township
Camden County

50 Approval is recommended of supplementary specifications for the construction of Central Avenue, Winslow Township, Camden County, C-30-71. Municipal Aid. (October 5, 1971)

Municipal Aid - Wood-Lynne Borough
Camden County

51 Wood-Lynne Borough, Camden County, received three bids on September 8, 1971 for the construction of Parker Avenue, C-32-70. The recommendation of the Borough is to make the award of contract to J. D. Excavating Co., Rt. 70, Berlin, N. J. on their low lump sum bid of $7538.40 for 2" FABC-1 surface. Approval is recommended. Municipal Aid. (October 5, 1971)

Municipal Aid - Lower Township
Cape May County

52 Approval is recommended of the request from Lower Township, Cape May County of adding Drainage to the approved 1970 and 1971 construction allotments on Lincoln Boulevard.

Approval is also recommended of plans and supplementary specifications for Drainage on Lincoln Boulevard, Lower Township, Cape May County, CM-5-70. Municipal Aid. (October 8, 1971)

Municipal Aid - Ocean City
Cape May County

53 Ocean City, Cape May County, received four bids on September 1, 1971 for the construction of Spruce Road, CM-8-70. The recommendation of the City is to make the award of contract to A. E. Stone Inc., Box 101, Pleasantville, N.J. on their low lump sum bid of $41,367.53 for 1½" Bit. Concrete Type FABC-1 Mix #5 surface. Approval is recommended. Municipal Aid. (October 5, 1971)

Municipal and Extraordinary Aid
East Greenwich Township - Gloucester County

54 East Greenwich Township, Gloucester County, received two bids on September 13, 1971 for the construction of County House Road and Drainage, G1-6X1-67. The recommendation of the Township is to make the award of contract to Joseph C. Cameli, Inc., 47 School Street, Gibbstown, N. J. on their low lump sum bid of $25,348.50 for 2" FABC-1 surface. Approval is recommended. Municipal Aid and Extraordinary Aid. (October 5, 1971)

Municipal Aid - South Harrison Township
Gloucester County

55 South Harrison Township, Gloucester County, received two bids on September 3, 1971 for the construction of Harrisonville-Ferrell Road, Section 2, G1-16-70. The recommendation of the Township is to make the award of contract to Delton T. Fox, Inc., 197 Irving Avenue, Bridgeton, N. J. on their low lump sum bid of $15,876.65 for 2" FABC-1 surface. Approval is recommended. Municipal Aid. (October 7, 1971)

Municipal Aid - City of Bayonne
Hudson County

56 The City of Bayonne, Hudson County, received five bids on September 9, 1971 for the construction of Avenue "E". The recommendation of the City is to make the award of contract to Robert Bossert & Co., Inc., 10 Lister Street, Newark, N. J. on their low lump sum bid of $38,968.00 for 2" Bituminous Concrete Pavement, Type FABC-1 and Manhole Castings. Approval is recommended. Municipal Aid. (October 8, 1971)

Municipal Aid - Morris Township
Morris County

57 Morris Township, Morris County, received four bids on September 15, 1971 for the construction of Spring Brook Road, M-20-71. The recommendation of the Township is to make the award of contract to S. Rontondi & Sons, 7 Laurel Avenue, Summit, N.J. on their low lump sum bid of $12,387.05 for 2" FABC-1, Mix #5 surface. Approval is recommended. Municipal Aid. (October 5, 1971)

Municipal Aid M. & R.
Ocean County - 1971

58 Approval is recommended of the Agreements executed by the Ocean County Board of Chosen Freeholders and the municipalities listed in the attached tabulation.

These Agreements provide for the performance of maintenance and repair work, outlined in the approved 1971 Municipal Aid Schedule of Work, by the County of Ocean in accordance with the provisions of R. S. 27:15-1.11.
(October 5, 1971)

Municipal Aid - Phillipsburg Town
Warren County

59 Phillipsburg Town, Warren County, received three bids on August 24, 1971 for the construction of Barrymore Street, Sections 1 and 2 and Ferguson and Sargent Streets and Warren Street, Section 3, W-1F-71. The recommendation of the Town is to make the award of contract to Warren Pav. Co., of Stewartsville, N. J. on their low lump sum bid of $15,105. for 2" Bit. Conc. Type FABC-1 Mix #5 surface. Approval is recommended. Municipal Aid. (October 5, 1971)

Right of Way Items

Right of Way
Route 35, Section 5

60 There is presented negotiated purchase agreement on Route 35 (1953), Section 5, From Route 38 To Asbury Avenue:

Parcel 86	Giger Ford Corporation (A New Jersey Corporation)	Consideration $22,500.
	Less allowance to State of for owner's retention and removal of two advertising signs.	$ 150.
	Net Cash Consideration	$22,350.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $22,500. The retention value is $150. Approval is recommended.

Authority is requested to dispose of the two story stucco dwelling and two light poles to the road contractor, by public auction or by sealed bids.
(October 8, 1971)

Right of Way
Route 43 - Gravel Pit

61 There is presented the matter of the area known as the Gravel Pit being part of Farm Lots #893 and #894 on plan of Gloucester Farm and Town Association, Township of Galloway, County of Atlantic, New Jersey.

The parcel has been declared excess, and the Department of Treasury, Division of Purchase and Property has agreed to purchase the above at a consideration of $1,700. The Commissioner of Transportation does hereby determine that the above-mentioned parcel is no longer required for use by the State of New Jersey in the improvement, betterment and reconstruction or maintenance of any State highway.

Commission action for the interdepartmental transfer was originally submitted to our Legal Division for execution on May 12, 1971. Due to reasons beyond our control, the Legal Division did not process this matter. In the interim period, new procedures for conveyance were instituted.

Authority is requested to complete the conveyance by Bargain and Sale Deed in accordance with the new procedures upon payment of the agreed consideration. (October 14, 1971)

Right of Way
Route 78, Section 5E

62 There is presented negotiated purchase agreement on Route 78, Section 5E, Federal Aid Project I-78-5-(4) 55, from Garden State Parkway to Lyons Avenue,

Parcel 159	Manuel Gorelick & Susan, h/w	Consideration	$34,450.
Remnant to be acquired			50.
		Total Consideration	$34,500.
		Including down payment of	$ 8,600.
		Plus Replacement Housing Bonus of To be paid on satisfaction by State that seller has purchased and occupied a decent, safe, and sanitary replacement dwelling.	$ 5,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $34,450. and the value of the remnant is $50.; totaling $34,500. The Replacement Housing Bonus is $5,000. Approval is recommended.

Authority is requested to dispose of improvements to the road contractor by public auction or by sealed bids. **(October 8, 1971)**

Right of Way
Route 80, Section 1D

63 There is presented negotiated purchase agreement on Route 80, Section 1D, Federal Aid Project I-80-1-(14), From Route US 46 to Delaware-Knowlton-Blairstown Road;

Parcels R21A, 21B and 21C	State of New Jersey, Dept. of Environmental Protection, Division of Parks, Forestry, and Recreation.	Consideration $4,050.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $4050.00. It is recommended that this agreement be approved. **(October 8, 1971)**

Right of Way
Route 80, Section 1D

64 There is presented negotiated purchase agreement on Route 80, Section 1D Federal-aid Project I-80-1-(14), From US46 to Delaware-Knowlton-Blairstown Road;

Parcel R21D	State of New Jersey, Department of Environmental Protection, Division of Parks, Forestry and Recreation.	Consideration $500.00

The parcel having been appraised and the reviewer's registered Fair Market Value determination being $500.00, approval is recommended. **(October 8, 1971)**

Right of Way
Route 95, Section 3

65 There is presented negotiated purchase agreement on Route 95, Section 3, Federal-aid Project IP-95-5-(10), From Scotch Road to Elm Ridge Road;

Parcel 4	Bristol Myers Company, a Delaware Corporation	Consideration $23,050.00

The parcel having been appraised and the Reviewer's registered Fair Market Value determination being $23,050.00, approval is recommended. **(October 7, 1971)**

Right of Way
Route 178 Freeway, Section 1

66 There is presented negotiated purchase agreement on Route 178 Freeway Section 1, From Route 24 Freeway To Routes 10 & 53 Interchange;

Parcel 36	Eugene Wyatt, Jr. & Bernice Wyatt, h/w	Consideration	$48,500
	Including down payment of		$12,100
	Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling.		$ 5,000

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $48,500. The Replacement Housing Bonus is $5,000. It is recommended that this agreement be approved.

Authority is requested to dispose of the dwelling to the road contractor, by public auction, or by sealed bids. **October 8, 1971)**

Right of Way
Route 295, Section 1-(12)

67 There is presented a negotiated purchase agreement on Route 295, Section 1-(12), Federal-aid Project 108-1-12, From North-South Freeway to Verga;

Parcel R99	Township of West Deptford (A N.J. Corporation)	Consideration	$900.00

The parcel having been appraised and the reviewer's registered fair market value determination being $900.00, approval is recommended.
(October 8, 1971)

Right of Way
Route 18 Freeway, Section 8

68 There is presented again the matter of acquisition of property on Route 18 Freeway, Section 8, Federal Project F-112-(25), From Route U. S. 9 To Route 79. Condemnation proceedings were previously authorized on July 17, 1970 as the owner's demand was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows;

Parcels R36A & 36B	Marlboro Improvement Corporation (A New Jersey Corporation)	Consideration	$29,000.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $26,650. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is recommended that the condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under the Declaration of Taking. (October 7, 1971)

Right of Way
Route 18 Freeway, Section 9

69 There is presented again the matter of acquisition of property on Route 18 Freeway, Section 9, Federal Project F-112-(26), From Route 79 To Route 34. Condemnation proceedings were previously authorized on June 14, 1966 at which time the owners refused the State's Suggested Settlement and also refused to negotiate further until the State made final decision as to whether or not landscaping parcels were to be acquired.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 44 Dennis Buckley and Lia M., h/w Consideration $27,300.
and Thomas M. Buckley and Mary N., h/w

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $26,600. The variance not being substantial the agreement would appear to be in the public's interest. Approval is recommended.

It is further recommended that the condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. **(October 8, 1971)**

Right of Way
Route 18, Section 11

70 There is presented again the matter of acquisition of property on Route 18 Section 11, New Street to Route 287. Condemnation proceedings were previously authorized on May 17, 1971, at which time the owner refused to negotiate.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 23 The Church of Jesus Christ of Latter
Day Saints, Metuchen Branch, a Religious
Corporation of the State of New Jersey
Consideration $230,000.
Including a down payment of 57,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $230,000. approval is recommended.

Authority is requested to dispose of the masonry church to the road contractor by public auction or by sealed bids.

It is recommended that condemnation proceedings previously authorized be discontinued.

Further authority is requested to return the deposit check to the Division of Auditing and Accounting for cancellation, **(October 7, 1971)**

Right of Way
Route 23, Section 2

71 There is presented again the matter of acquisition of property on Route 23, Section 2, Control Section 1604-401, Essex County Line to Black Oak Ridge Road. Condemnation proceedings were previously authorized for Parcels 35A and 35B as the owner's demand is considered excessive.

Subsequently, our Title Bureau determined that Parcel 35B is in different ownership. Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 35A Seaton Associates Consideration $5,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $4,225. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

There has been no court deposit.

It is also recommended that condemnation proceedings previously authorized on February 11, 1971 be discontinued. **(October 7, 1971)**

Right of Way
Route 33 Freeway, Section 1

72 There is again presented the matter of acquisition of property on Route 33 Freeway, Section 1, From Route 33 To Route U. S. 9. Condemnation proceedings were previously authorized on May 17, 1971 as the owner's demand was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 23	Raymond Pinto, married	Consideration $34,600.

The parcel was appraised and the reviewer's registered fair market value determination is $34,000 and the Replacement Housing Bonus is zero. The variance is not substantial and the agreement would appear to be in the public interest, approval is recommended.

It is recommended that the condemnation proceedings previously authorized be discontinued.

Upon taking of possession, authority is requested to dispose of the one-story frame dwelling and 371 lineal feet of 7 foot high chain link fencing to the road contractor, by public auction, or by sealed bids. **(October 8, 1971)**

Right of Way
Route 35 Freeway, Section 1

73 There is presented again the matter of acquisition of property on Route 35 Freeway, Section 1, Federal Project F-207-(10), Atlantic Avenue To Shark River. Condemnation proceedings were previously authorized on December 10, 1970 as the owner's demand was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 143 & Remnant (Parcel X143B) to be acquired	Columbus Club of Manasquan, New Jersey, Inc.	Consideration	$8,550.
	(A Non-profit Corporation of New Jersey)		$ 50.
		Total Consideration	$8,600.

The parcels were appraised and the reviewer's registered fair market value determination is $7,800 for Parcel 143 and $50 for Remnant Parcel X143B, totaling $7,850. The variance not being substantial the agreement would appear to be in the public interest. Approval is recommended.

It is further recommended that the condemnation proceedings previously authorized be discontinued. **(October 8, 1971)**

Right of Way
Route 35, Section 6

74 There is again presented the matter of acquisition of property on Route 35 (1953), Section 6, Asbury Avenue To Eatontown. Condemnation proceedings were previously authorized on December 9, 1969 as the owners' demand was considered excessive.

A Commission Hearing was held on January 6, 1971 and an award in the amount of $13,900 was granted, which award was appealed by the owners. Continued negotiations have resulted in the execution of an agreement as follows;

Parcel 27	Murray C. Bloomenfeld, Married, and Ruth J. Cohen, Married, Heirs at Law of the Estate of David Bloomenfeld, Deceased.	Consideration $14,400.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $13,900. The variance is not substantial and approval is recommended.

It is recommended that the condemnation proceedings previously authorized be discontinued.

Upon taking of Possession authority is requested to dispose of the one story masonry drive-in stand to the road contractor, by public auction or by sealed bids.

Authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (October 8, 1971)

Right of Way
Route 35, Section 13

75 There is again presented the matter of acquisition of property on Route 35 (1953), Section 13, New Jersey Turnpike to Route 37. An agreement was previously approved by the Commissioner in the name of Middlesex Buildings, Inc. (A New Jersey Corporation)., in the sum of $250. on April 9, 1968.

On August 7, 1967, a utility order between the Rahway Valley Sewerage Authority and the New Jersey Department of Transportation was approved by the Commissioner which provides for the State to negotiate for Parcel UE29B, in the name of the Rahway Valley Sewerage Authority, as the easement is required for the relocation of the sewerage authority's facilities.

Subsequently, the property was sold and continued negotiations with the new owner have resulted in the execution of an agreement as follows;

Parcel UE29B	Richard M. Cohen & Gail, h/w; and Harvey Siegel & Robin h/w; T/A Harvrich Assoc. (A Partnership of the State of New York) and The Stop & Shop Companies, Inc. (A Corporation of the State of Massachusetts) as Tenants in Common.	Consideration $250.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $250. Approval is recommended.

It is further recommended that authority be granted to transmit the agreement to the Rahway Valley Sewerage Authority for consumation of the agreement with the understanding that the State will reimburse the Utility Company under R.S. 27:7A-7 for the consideration agreed to and reasonable closing costs.

It is further recommended that the Commission Action previously approved by the Commissioner on April 9, 1968, be rescinded and that the approved agreements be declared null and void, and the condemnation proceedings authorized on December 11, 1967 be discontinued. (October 8, 1971)

Right of Way
Route 78, Section 5D

76 There is presented again the matter of acquisition of property on Route 78, Section 5D, Federal Aid Project I-78-5-(3), Springfield Avenue to Garden State Parkway. Condemnation proceedings were previously authorized as the owner's demand was $10,500., which was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel R396	Tuscan Dairy Farms, Inc.	Consideration $4,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $3,250. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

There has been no court deposit.

It is also recommended that condemnation proceedings previously authorized be discontinued. (October 7, 1971)

Right of Way
Route 78, Section 5E

77 There is presented again the matter of acquisition of property on Route 78, Section 5E, Federal-aid Project I-78-5-(4), From Garden State Parkway to Lyons Avenue. Condemnation proceedings were previously authorized, as the owners' demand was $40,000, which was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 164	Irene Niznik (single) & Mieczyslaw Halocka (single)	Consideration $500

This parcel has been appraised and the Reviewer's registered Fair Market Value determination of $250. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

There has been no court deposit.

It is also recommended that condemnation proceedings previously authorized by discontinued. **(October 7, 1971)**

Right of Way
Route 280, Section 7

78 There is presented again the matter of acquisition of property on Route 280, Section 7, Federal-aid Project I-280-6-(6), Roseville Avenue to Passaic River. Condemnation proceedings were previously authorized as the owner's demand of $15,000 was considered excessive. A commission hearing was held and an award was rendered in the amount of $5,000 which was appealed by the State.

Prior to the jury trial, the State's Trial Attorney recommended a proposed settlement in the amount of $3,250 as it was substantially under the commissioners award and is all inclusive of interest and claims against the State in which the Right of Way Division concurred. This resulted in the execution of agreements as follows:

Parcel 105	Nat Chait	Consideration $3,250.

This parcel has been appraised and the Reviewer's registered fair market value determination is $1,000. The variance is not substantial considering the fact that settlement includes legal costs, interest, and all claims against the State. This agreement would appear to be in the public interest and approval is recommended.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking.

It is also recommended that condemnation proceedings previously authorized be discontinued. (October 12, 1971)

Right of Way
Route 20, Section 2

79 There is presented the matter of a Dwelling Lease Occupancy Agreement for a store front located on Route 20, Section 2, 100% State, from Rt. U.S. 46 Interchange to Main Street, Parcel 352.

Authority is requested to rent the subject store front to First Glorious Temple in Christ, for a rental of $100 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-2-352-1.

Economic rent for this unit is $150 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on September 16, 1971. This represents an increase in rent from $100 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the Lease occupancy. (October 14, 1971)

Right of Way
Route 20, Section 2

80 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, 100% State, from Rt. U.S. 46 Interchange to Main Street, Parcel 352.

Authority is requested to rent the subject apartment to Flossie Gibson for a rental of $75 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-2-352-2.

Economic rent for this unit is $90 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on September 16, 1971. This represents an increase in rent from $90 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the Lease occupancy. (October 14, 1971)

Right of Way
Route 20, Section 3

81 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 3, 100% State, from Main Street to Maple Avenue Interchange, Parcel 62.

Authority is requested to rent the subject apartment to Sally L. Lampley for a rental of $55 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account # 20-3-62-1.

This rent is the amount currently being paid by the occupant. Economic rent for this unit is $80 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on September 21, 1971. This represents an increase in rent from $55 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the Lease occupancy. (October 14, 1971)

Right of Way
Route 20, Section 3

82 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 3, 100% State, from Main Street to Maple Avenue Interchange, Parcel 62.

Authority is requested to rent the subject apartment to Katherine Upshaw for a rental of $65 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-3-62-2.

Economic rent for this unit is $80 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on September 14, 1971. This represents an increase in rent from $65 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the Lease occupancy. (October 14, 1971)

Right of Way
Route 20, Section 3

83 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 3, 100% State, from Main Street to Maple Avenue Interchange, Parcel 62.

Authority is requested to rent the subject apartment to Florence Robinson for a rental of $65 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-3-62-3.

Economic rent for this unit is $80 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on September 14, 1971. This represents an increase in rent from $80 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the Lease occupancy.
(October 14, 1971)

Right of Way
Route 20, Section 3

84 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 3, 100% State, from Main Street to Maple Avenue Interchange, Parcel 62.

Authority is requested to rent the subject apartment to Katherine Upshaw, for a rental of $65 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-3-62-4.

Economic rent for this unit is $80 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on September 14, 1971. This represents an increase in rent from $65 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the Lease occupancy.
(October 14, 1971)

Right of Way
Route 20, Section 3

85 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 3, 100% State, from Main Street to Maple Avenue Interchange, Parcel 62.

Authority is requested to rent the subject apartment to James Pickett for a rental of $55 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-3-62-5.

Economic rent for this unit is $80 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on September 14, 1971. This represents an increase in rent from $55 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the Lease occupancy.
(October 14, 1971)

Right of Way
Route 20, Section 3

86 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 3, 100% State, from Main Street to Maple Avenue Interchange, Parcel 74.

Authority is requested to rent the subject apartment to Jesus Flores and Margarita, his wife, for a rental of $85 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-3-74-2.

Economic rent for this unit is $110 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on September 21, 1971. This represents an increase in rent from $85 per month. However, because of the Wage-Price Rent freeze ordered by the President of the United States, it is our opinion that the rent cannot be increased.

Authority is also requested to close title subject to the Lease occupancy. (October 14, 1971)

Right of Way
Route 29 Freeway, Section 10

87 There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 29 Freeway, Section 10, Project No. I-195-8-(9), Lalor Street to Route 37, Parcel 33A,B.

Authority is requested to rent the dwelling to Mr. and Mrs. John Kontura for a rental of $135 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 29-10-33A & B-1. This unit is owner occupied and has not been previously rented. The $135 per month rental appears fair and reasonable and is based on the attached comparable rental documentation report and analysis of September 24, 1971.

Authority is also requested to close title subject to the lease occupancy. (October 14, 1971)

Right of Way
Route 78, Section 5F

88 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5F, Project No. I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 270.

Authority is requested to rent the subject apartment to Joseph Weaver and Ethellena Weaver, his wife, for a rental of $100 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #78-5F-270-1.

This unit is owner occupied and has not been previously rented. This rent is based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on July 13, 1971. Consideration was given to the fact that the occupants will maintain the property and act as superintendents. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy. (October 14, 1971)

Right of Way
Route 78, Section 5F

89 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5F, Project No. I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 270.

Authority is requested to rent the subject apartment to Brook Neil and Louise Neil, his wife for a rental of $125 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #78-5F-270-2.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupants. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on July 13, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy. (October 14, 1971)

Right of Way
Route 78, Section 5F

90 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5F, Project Number I-78-5-(5) from Lyons Avenue to Schuyler Avenue, Parcel 344.

Authority is requested to rent the subject apartment to Francis Boone for a rental of $110.00 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account Number 78-5F-344-1.

This rent is based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on September 7, 1971. This represents a reduction in rent from $125.00 per month. Consideration was given to the fact that the occupant will now supply his own heat. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy. (October 14, 1971)

Right of Way
Route 78, Section 5F

91 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5F, Project No. I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 344.

Authority is requested to rent the subject apartment to Priscilla Anthony for a rental of $110 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #78-5F-344-2.

This rent is based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on September 7, 1971. This represents a reduction in rent from $125 per month. Consideration was given to the fact that the occupant will now supply her own heat. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy. (October 14, 1971)

Right of Way
Route 78, Section 5F

92 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5F, Project No. I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 344.

Authority is requested to rent the subject apartment to William Byrd and Gloria Byrd, his wife, for a rental of $110 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #78-5F-344-3.

This rent is based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on September 7, 1971. This represents a reduction in rent from $125 per month. Consideration was given to the fact that the occupants will maintain the property and act as superintendents. Consideration was also given to the fact that the occupants will supply their own heat. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy. (October 14, 1971)

Right of Way
Route 17, Section 4

93 There are presented report and appraisal with map and description on Route 17, Section 4, Control Section 0212401, from Ridge Road to Route 46, Parcel E72B, Carlstadt Associates, A Partnership.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel subject to any public utilities existing in the premises. The agent refused the Reviewer's registered Fair Market Value determination in the sum of $500. and demanded $3,000., which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $500. (October 14, 1971)

Right of Way
Route 21 Freeway, Section 6

94 There are presented report and appraisal with map and description on Route 21 Freeway, Section 6, Control No. 0234-401, From Monroe Street to Route 80, Parcel 99A & B, Garden State Paper Co., Inc. (A New Jersey Corporation).

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels in fee simple, subject to any public utilities existing in the premises. The registered Fair Market Value determination is $41,500 which was offered to and refused by the owner who demanded $500,000, which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transporation, authority is requested to then file a declaration of taking and to deposit with the court $41,500.

Upon taking of possession, authority is requested to dispose of the 200± lineal feet of chain link fence to the road contractor, by public auction, or sealed bids. (October 14, 1971)

Right of Way
Route 24 Freeway, Section 12

95 There is presented Deed of Conveyance in the name of Erie-Lackawanna Railway Company on Route 24 Freeway, Section 12, Federal Aid Project U-204-(6), River Road to Route 78.

Parcels 106, 107A, E107B	Erie-Lackawanna Railway Co.	Consideration $19,000.

The parcels have been appraised and the Reviewer's registered Fair Market Value Determination is $18,200. The variance between the Fair Market Value and the settlement figure is not substantial.

It is recommended that the Deed-Bargain and Sale be accepted and that the consideration of $19,000 be paid upon approval of Title by the Chief Title Officer. (October 14, 1971)

Right of Way
Route 29 Freeway, Section 10

96 There are presented report and appraisal with map and description on Route 29 Freeway, Section 10, Federal-aid Project I-195-8-(9), From Lalor Street to Route 37, Parcel E31H, Jane V. Stout, Single Woman.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this slope easement, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $1,500.00 was offered to but could not be accepted by the owner because of her inability to convey a clear title.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $1,500.00. (October 14, 1971)

Right of Way
Route 29 Freeway, Section 10

97 There are presented report and appraisal with map and description on Route 29 Freeway, Section 10, Federal Aid Project I-195-8-(9), From Lalor Street to Route 37, Parcels 36A, 36B, 36C, and remnant, Myrtle A. Steinert, Widow, et als.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels plus remnant in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $236,700. was offered to and refused by the owners who refused to negotiate at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $236,700.

It is further recommended that authority be granted to enter upon owner's remaining lands to remove that portion of the diner lying partly in the highway right of way and partly outside of said right of way.

Authority is requested to dispose of diner, electrical sign and cyclone fencing to the road contractor, by public auction or sealed bids. (October 14, 1971)

Right of Way
Route 29 Freeway, Section 11

98 There are presented report and appraisal with map and description on Route 29 Freeway, Section 11, From Market Street to Lalor Street, Parcel R227B, Champale Inc.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's registered fair market value of $9,450 was offered to the owner, who refused to conclude negotiations.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $9,450. (October 14, 1971)

Right of Way
Route 29 Freeway, Section 11

99 There are presented report and appraisal with map and description on Route 29 Freeway, Section 11, From Market Street to Lalor Street, Parcel 239, Sears, Roebuck & Company, a New York Corporation.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $384,000.00 was offered to and refused by the owners, who refused to negotiate at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $384,000.00.

Authority is requested to dispose of 9 light poles with 18 lights, street bumper and chain link fencing to the road contractor, by public auction or by sealed bids. (October 14, 1971)

Right of Way
Route 33 Freeway, Section 1

100 There is presented again the matter of condemnation of property on Route 33 Freeway, Section 1, From Route 33 to Route U.S. 9, Parcels 20A and L20B, Sun Oil Company(A New Jersey Corporation).

Condemnation proceedings were previously authorized on March 12, 1971 at which time the State's registered Fair Market Value of $106,760. was offered to and refused by the owner who refused to complete negotiations at that time.

Subsequently, an appraisal updating to the date of complaint resulted in the Fair Market Value being re-registered in the amount of $109,400. which was offered to and refused by the owner who is unable to complete negotiations at this time.

Authority is requested to deposit an additional $2,640. with the court which when added to the amount of $106,760. previously authorized for deposit will equal the re-registered Fair Market Value of $109,400. There has been no deposit made to date since possession has not been required. **(October 14, 1971)**

Right of Way
Route 35, Section 5

101 There are presented report and appraisal with map and description on Route 35 (1953), Section 5, From Route 38 To Asbury Avenue, Parcel 1A2, Shark River Islands, Inc. (A New Jersey Corporation).

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's REgistered Fair Market Value Determination of $200 was offered to and refused by the owner's agent who refused to negotiate further due to a title problem.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $200. (October 14, 1971)

Right of Way
Route 35, Section 5

102 There are presented report and appraisal with map and description on Route 35 (1953), Section 5, From Route 38 To Asbury Avenue, Parcel 1A3, Shark River Islands, Inc. (A New Jersey Corporation).

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's Registered Fair Market Value Determination of $500 was offered to and refused by the owner's agent who refused to negotiate further due to a title problem.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $500. (October 14, 1971)

Right of Way
Route 35, Section 5

103 There are presented report and appraisal with map and description on Route 35 (1953), Section 5, From Route 38 To Asbury Avenue, Parcel 88, Richard V. Friedel and Irene Friedel, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel and remnant in fee simple, subject to any public utilities existing in the premises. The State's Registered Fair Market Value Determination of $75,750 for Parcel 88 and $500 for the Remnant was offered to and refused by the owners whose demand of $95,000 is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the Taking of Possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $76,250.

Upon taking of possession, authority is requested to dispose of the 2½ story commercial building, the 12 foot steel light pole with 5 lights and the stockade fencing to the road contractors by public auction. or by sealed bids. (October 14, 1971)

Right of Way
Route 35, Section 5

104 There are presented report and appraisal with map and description on Route 35 (1953), Section 5, From Route 38 To Asbury Avenue, Parcels R95B and 95C, Charles C. Clayton and Earline Clayton, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels in fee simple, subject to any public utilities existing in the premises. The State's Registered Fair Market Value Determination of $1,000 was offered to and refused by the agent who also refused to negotiate at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the Taking of Possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $1,000. (October 14, 1971)

Right of Way
Route 38, Section 14

105 There are presented report and appraisal with map and description on Route 38 (1953), Section 14, From Route 34 To Route 35, Parcel R27B plus Remnant, Jost Garage, Inc. (A New Jersey Corporation).

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel and the remnant in fee simple, subject to any public utilities existing in the premises. The State's Registered Fair Market Value Determination of $11,000 for Parcel R27B and $100 for the Remnant, was offered to and refused by the Agent who also refused to complete negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the Taking of Possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $11,100.

Upon taking of possession authority is requested to dispose fo the two dog pens to the road contractor, by public auction or by sealed bids. (October 14, 1971)

Right of Way
Route 75 Freeway, Section 3

106 There is presented the matter of a business relocation payment for Martin Ferber, trading as Hexagon Pen Company, tenant-occupant on Route 75 Freeway, Section 3, Project No. U-211-(5), 13th Avenue to Route 280, Parcel 377.

The tenant-occupant submitted the necessary two estimates for our review and approval in the amounts of $73,505.50 and $68,830.00. Since both estimates exceeded $5,000.00, and in accordance with our procedures, a third estimate was obtained by our Central District office in the amount of $71,695.00. On May 17, 1971, the tenant-occupant was authorized to move in an amount not to exceed $68,830.00.

The move was completed on June 1, 1971, and the tenant-occupant paid six of the contractors partially for his move. This amounted to $13,900.73. Four of the contractors did not receive partial payments because Mr. Ferber expended all his funds. He has requested that the Department of Transportation now pay the various contractors directly for the balance of all monies due them, plus reimbursement for the $13,900.73 expended by him.

Authority is requested to reimburse Acme Rigging Company, Inc., $37,127.27; Emgo Woodworking Company, $1,700.00; M. Belikoff, Inc., $2,565.00; Neicco Company, $1,450.00; Art Electronics, $856.00; Charles E. Stein, Linotype and Intertype Machinist, $301.00,

Steinmetz Bros. Inc., $8,700.00; Electro-Protective Corporation, $980.00; M. M. Balsam, Inc., $825.00; and Irving Printing Machinery Service, $425.00. This totals $54,929.27 and is the balance due the contractors for the moves. Authority is also requested to reimburse the tenant-occupant the amount of $13,900.73 for monies expended by him in making partial payments. The total of the claim is $68,830.00.
(October 14, 1971)

Right of Way
Route 78, Section 5E

107 There is presented again the matter of acquisition of property on Route 78, Section 5E, Federal Aid Project I-78-5-(4), from Garden State Parkway to Lyons Avenue, Parcel 137, Hoover Simmons and Diane Simmons, h/w. On September 23, 1969 an agreement in the amount of $1,700. was approved by the Commissioner. Prior to closing our Title Bureau determined that by foreclosure, title is now vested in the Secretary, Housing and Urban Development, Federal Housing Administration.

Negotiations were condeucted with the new owner who refused the State's registered Fair Market Value Determination of $1,700. and demanded that the State acquire the entire property.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple subject to any public utilities existing in the premises and it is further recommended that the commission action dated September 23, 1969 be rescinded and the agreement be declared null and void.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the Court $1,700.
(October 14, 1971)

Right of Way
Route 78, Section 5F

108 There is again presented the matter of an Owners Housing Payment on Route 78, Section 5F, Project # I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 330, Former Owner: Cornell L. Burwell and Margaret L. Burwell, his wife.

On March 12, 1971, the Commissioner of Transportation approved an agreement with the owner of the above captioned parcel. Included in the approval was a replacement housing bonus of $600. This bonus was registered on January 22, 1971 based on the relocation housing schedule and a four bedroom requirement. Since the bonus should have been based on five bedrooms, the owners needs, rather than the existing four bedrooms, a Replacement Housing Bonus Payment Estimate was prepared and the replacement housing bonus was re-registered on August 27, 1971 in the amount of $2,350.

In accordance with the 1968 Highway Act, the owner relocated from the above captioned parcel and made application for his housing bonus. On September 20, 1971, a representative of the Metropolitan District Office inspected the replacement housing and certified it to be decent, safe and sanitary.

Authority is requested to pay the replacement housing bonus in the amount of $2,350. (October 14, 1971)

Right of Way
Route 80, Section 1D

109 There are presented report and appraisal with map and description on Route 80, Section 1D, Federal Aid Project I-80-1-(14), From Route US 46 to Delaware-Knowlton-Blairstown Road, Parcel E22C, Duncan Kreamer and Irma Kreamer, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $500. was offered to and refused by the owner who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $500.
(October 14, 1971)

Right of Way
Route 80, Section 1D

110 There are presented report and appraisal with map and description on Route 80, Section 1D, Federal Aid Project I-80-1-(14), From Route US 46 to Delaware-Knowlton-Blairstown Road, Parcel E23B, Sara C. Kinney (A/K/A Sarah C. Kinney) single.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $500.00 was offered to and refused by the owner, who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $500.00.
(October 14, 1971)

Right of Way
Route 80, Section 3B

111 There are presented report and appraisal with map and description on Route 80 (1953), Section 3B, Federal Aid Project I-80-3-(4), Parsippany Road to Edwards Road, Parcel 37B, Anthony E. Hupka and Florence Hupka, h/w.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $500. which was offered to and refused by the owner's attorney who refuses to negotiate.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $500.
(October 14, 1971)

Right of Way
Route 94, Section 3

112 There is presented report and appraisal with map and description on Route 95, Section 3, Federal-aid Project IP-95-5-(10), From Scotch Road to Elm Ridge Road, Parcel 16B, Donald Klockner & Louise, h/w.

It is recommended that authroity be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. Owner's agent refused the Fair Market Value of $15,500.00 and refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $15,500.00. (October 14, 1971)

Right of Way
Route 202 Freeway, Section 20

113 There are presented report and appraisal with map and description on Route 202 Freeway, Section 20, New-Hope Lambertville Bridge to Route U.S. 202, Parcels 21A & UER21B, Makar Kiriluk & Anna Kiriluk, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels, subject to the easement of the Texas Eastern Transmission Corp. which traverses same and any public utilities existing in the premises. The State's registered Fair Market Value offer of $92,400. was offered to and refused by the owners who demanded $100,000. and a cattle culvert, which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $92,400.

Said Parcel UER21B being required to relocate the facilities of the Texas Eastern Transmission Corp., authority is requested to convey this parcel to this Company in accordance with the utility order secured by the Engineer of Utilities. (October 14, 1971)

Right of Way
Route 295, Section 7

114 There is presented again the matter of condemnation of property on Route 295, Section 7, Federal-aid Project I-295-2-(45), From Crosswicks Creek to Route 33, Parcels 96F, 96L, County of Mercer.

Condemnation proceedings were previously authorized on March 12, 1971 at which time the State's registered Fair Market Value of $1,000. was offered to and acceptable to the owner, who refused to clear title by obtaining release of a reversionary clause.

Subsequently, an appraisal updating to the date of complaint resulted in the Fair Market Value being re-registered in the amount of $400., as sales were found reflecting a lower acreage value, which was offered to and refused by the owner whose demand of $81,798. for these and other parcels in their ownership is considered excessive.

Authority is, therefore, requested to amend the commission action of March 12, 1971 to deposit the re-registered Fair Market Value of $400. There has been no deposit made to date since possession has not been required
(October 14, 1971)

Appraisal Orders

115 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
9/28/71	1971-A-395	William Ard	Hunterdon	2	$300
"	396	Calvin Schwartz	"	2	300
"	397	Albert Maraziti II	Morris	10	5,700
9/29/71	398	John A. Borden	Burlington	1	1,000
9/30/71	399	Irwin Steinberg	Passaic-Sussex	RR r/w	5,000
"	400	Appraisal Consultants	"	"	5,000

Approval is recommended. (October 14, 1971)

Appraisal Orders

116 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
10/1/71	1971-A-401	Richard A. Gallavan	Mercer	1	$700
"	402	Jack W. Harelick	Passaic	2	700
"	403	Bertram Brown	Essex	6	500

Approval is recommended. (October 14, 1971)

Appraisal Orders

117 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
10/6/71	1971-A-404	Irwin Steinberg	Passaic	1	$700
"	405	John A. Borden	Camden	3	750
"	406	C. L. Orbaker & Assoc.	Monmouth	3	400
"	407	Harty Poland & Sons	Gloucester	2	350
"	408	Jack Birnholz	Union	1	600
"	409	Appraisal Consultants	"	1	600

Approval is recommended. (October 14, 1971)

Appraisal Orders

118 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
10/8/71	1971-A-410	C. L. Orbaker & Assoc.	Monmouth	1	$3,000
"	411	Seymour Simon	"	1	3,000

Approval is recommended.

Authority is requested to cancel Parcel R2J on Order 1971-A-286 to Seymour Simon and on Order 1971-A-287 to C. L. Orbaker & Assoc. A further investigation revealed that there was more work involved than was originally anticipated, and new orders have been issued.

Parcels to be added - R2J on 2 orders, total fees $6,000

Parcels to be cancelled - R2J on 2 orders, total fees $1,200

(October 14, 1971)

Legal Items

Right of Way
Route 17, Section 4

119 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $25,130 in the condemnation of property on Route 17, Section 4, Parcels 166A, 166B, 166C, E166D and E166E, owned by Erie Lackawanna Railway Company, a corporation of Delaware, etc., et al.

At the trial held on July 12, 13 and 14, 1971, the property owner offered testimony in the amount of $30,750. The State presented testimony in the amount of $21,800. Complaint was filed on June 16, 1969 and a deposit of $16,500 was made into Court on September 16, 1969. Fair Market Value was registered in the amount of $21,800. The jury returned a verdict in the amount of $26,860.

It is recommended that payment be made on the judgment in the sum of $26,860, together with interest at 6% per annum from June 16, 1969 to the date of payment as stipulated in the judgment, less the deposit into Court in the amount of $16,500. **(October 5, 1971)**

120 **Right of Way**
Route 35, Section 5

There is presented the matter of the Commissioners' award in the condemnation of property at the intersection of Route 35, (Sylvania Avenue) and Laird Avenue designated Route 35, Section 5, Parcels 25A and X25B, in the Boro of Neptune City, Monmouth County, owned by Tremarco Corporation.

The complaint was filed June 26, 1970. This is an entire taking of an improved corner tract having a frontage of 154'± on Route 35 and 96'± on Laird Avenue on which existed a fairly modern 2 bay Gulf Service Station and the usual appurtenances.

The fair market value was last registered in the sum of $25,000.00, which amount was deposited with the Court on June 29, 1970.

The owner's expert placed a value of $76,400.00 on the taking. The State's expert put a value of $25,000.00 on the property.

The Commissioners made an award of $36,500.00. Since the award exceeds the state's fair market value in the amount of $11,500.00 a protective appeal has been filed. **(October 8, 1971)**

121 **Right of Way**
Route 24F, Section 12

There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $40,000 in the condemnation of property on Route 24F, Section 12, Parcel 23, owned by Joan Flanagan Preston, et als.

The matter was scheduled for trial to be held on July 19, 1971. On said date a conference was held with the Court, defendant's counsel, and the Legal Division, which ultimately resulted in an agreement to settle the matter for $33,000. The Complaint was filed on August 15, 1969, and deposits were made into Court on July 2, 1970 in the amount of $20,100 and on January 27, 1971 in the amount of $10,000, making a total deposit of $30,100. Fair Market Value was last registered in the amount of $30,100.

The State was represented by Fee Attorney Robert Tessler.

It is, therefore, recommended that payment be made on the Judgment in the amount of $33,000, without costs and without interest, as stipulated in the Judgment, and less the deposit paid into Court in the amount of $30,100. **(October 14, 1971)**

Right of Way
Route 35, Section 6

122 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 35, Section 6, Parcel R17, owned by William Novogrod; et al.

At the hearing before the commissioners held on September 10, 1971 the property owner offered testimony in the amount of $16,350.00. The State presented testimony in the amount of $4,700.00. The complaint was filed on October 2, 1970 and a deposit was made into court on November 25, 1970 in the amount of $4,700.00. Fair market value was registered in the amount of $4,700.00. The commissioners returned an award in the amount of $12 500.00.

Due to the substantial difference between the State's fair market value and the amount awarded by the commissioners, it is recommended that an appeal of this case be taken. A protective appeal has been filed. (October 5, 1971)

Right of Way
Route 38, Section 14

123 There is presented the matter of the Commissioners' award in the condemnation of property on Route 38, Section 14, Parcel 8 in Wall Township, Monmouth County, owned by Alexander A. Landi.

The complaint was filed October 30, 1970. This is a partial taking of a vacant unimproved wooded almost triangular shaped tract of land of 0.205 acre ± on Route 38.

The fair market value was reregistered on June 7, 1971 in the sum of $6,750.00. The owner's expert placed a value of $10,800.00 on the taking. The State's expert testified to a Fair Market Value of $6,750.00.

The Commissioners made an award of $9,000.00. Since the award exceeds the State's fair market value of $6,750.00; and although an appeal is not recommended, a protective appeal has been filed. (October 8, 1971)

Right of Way
Route 70, Section 15

124 Judgment has been entered in the matter of the condemnation of property on Route 70, Section 15, Parcel L5, owned by Robert Earl Rankin in the amount of $15,500. Presented herein is the matter of the appeal, by the State, to the Appellate Division of the Superior Court of this judgment.

On June 4, 1971 a Notice of Appeal to the Appellate Division was filed and a transcript of the proceedings at the jury trial was ordered. The transcript and the files were reviewed and research was done regarding whether in fact there were any grounds of reversible error. It was determined that there were no reversible errors, therefore, it was recommended that the State's appeal be withdrawn. On September 7, 1971, Chief Counsel to the Commissioner concurred in this result and on September 9, 1971 Assistant Attorney General Skillman also concurred that "there is no merit to the appeal and that it should be dismissed." Therefore, a Stipulation of Dismissal has been entered into between the parties and the appeal has been dismissed without prejudice or cost to either party.

It is, therefore, recommended that the judgment previously entered in the amount of $15,500 be satisfied. (October 8, 1971)

Right of Way
Route 72, Section 7

125 There is presented here the matter of the appeal by the State from an award of commissioners in the condemnation of property on Route 72, Section 7, Parcel L22C owned by Wesley K. Bell; et al.

At the trial before the court sitting with a jury on June 29 and 30, and July 6, 1971, the owner, who was represented by counsel, testified to a value of $50,000 and the State presented testimony in the amount of $2,400 which was the fair market value. The jury rendered an award in the amount of $5,250.

The complaint in this matter was filed on February 27, 1970 and a deposit was made on February 20, 1970 in the sum of $2,800.

It is recommended that the said award be approved and paid into court with interest at 6% on the sum of $2,450 from February 20, 1970 to the date of payment, the $2,450 being the difference between the deposit of $2,800 and the Judgment of $5,250.
(October 5, 1971)

Right of Way
Route 75 Freeway, Section 3

126 There is presented here the matter of a commission award entered against the State in the condemnation of property on Route 75 Freeway, Section 3, Parcel 421, owned by the Four Realty Company, a corporation of New Jersey; et al.

The Complaint was filed on September 24, 1970. The latest approved fair market value was registered in the amount of $2,500.00.

At the hearing the owner, represented by Walter Cohen, Esq., presented Mr. William T. Green, Superintendent of Four Realty Company, who testified that after receiving notice that the property would be taken for highway purposes it became impossible to rent and that an estimate of repairing the subject improvement to a condition of habitability would be $2,500.00. Mr. H. Bradley Jenkins, who testified as the owner's appraisal witness, valued the property at $21,500.00,after assuming that $2,500.00 would be expended in making repairs. The State's expert, Mr. Seymour Simon, found that the improvement on the property had no value whatsoever and appraised only the raw land in the amount of $2,500.00.

The Commissioners made an award of $10,000.00 on June 4, 1971. ~~A protec~~tive appeal has been filed. (October 5, 1971)

Right of Way
Route 78, Section 5E

127 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 78, Section 5E, Parcel 141 owned by James Lee Clarke; et al.

At the hearing before the commissioners the State offered testimony in the amount of $7,100.00 which was the registered fair market value. The condemnee offered testimony in the amount of $16,500. Complaint was filed in this matter on December 14, 1970. No deposit was made into court. The Report of Commissioners was in the amount of $14,000.00.

Since this award is substantially in excess of the State's fair market value, it is recommended an appeal be taken. A protective appeal has been filed. (October 5, 1971)

✓

Right of Way
Route 168
Exit 3, New Jersey Turnpike

128

There is presented the matter of the flooding of Route 168, Exit 3, New Jersey Turnpike, in Bellmawr-Runnemede, Camden County.

It having been determined that the essence of the serious flooding problem is the insufficient drainage capacity through the railroad embankment of the Pennsylvania-Reading Seashore Lines, in the Beaver Branch of Big Timber Creek. It is recommended that:

1.) An action be instituted to compel the railroad to install the necessary additional drainage and in the alternative to

2.) Request the Court to grant an order authorizing the Department of Transportation to enter upon the Railroad's property and perform in work itself pending the resolution of the issue of the Railroad's liability. The cost of the work to be assessed against the Railroad if it is held to be liable and in the event that the judgment is favorable to the Railroad the costs of the work are to be absorbed by the Department.

3.) Invite the New Jersey Turnpike Authority to join the Department as plaintiff in the suit and participate in the financing of the work as described in paragraph 2.

4.) In the event that the Court authorizes the Department to proceed as set forth in paragraph 2 to consider utilizing emergency procedures intended to save time as to preliminary investigation, plans, specifications and advertising. (October 14, 1971)

129

Right of Way
Route 295, Section 7

There is presented here the matter of a commission award entered against the State in the condemnation of property on Route 295, Section 7, Parcel R97, owned by the Diocese of Trenton, a corporation of New Jersey; et al.

The Complaint was filed on March 23, 1970. The fair market value was registered in the amount of $25,200.00.

At the hearing the owner, represented by Baches & Baches, Esqs., presented as its first expert Mr. Howard J. Erb, who placed a value of $105,500.00 for the taking and damages. The owner presented as its second expert Mr. Morton S. Kline, who placed a value of $77,780.00 for the taking and damages. The State's expert, Mr. Steven M. Segal, testified to an amount of $25,200.00. The Report of Commissioners dated June 30, 1971, awarded the sum of $35,724.00. A protective appeal has been filed. (October 5, 1971)

Respectfully submitted,

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary

I hereby certify that the Approvals set forth in this Schedule were approved as indicated and recommend that such actions be ratified and confirmed.

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary, Department of Transportation

The Approvals as indicated in this Schedule are hereby ratified and confirmed.

John C. Kohl
Commissioner of Transportation

NO. 39 - 1971

STATE OF NEW JERSEY
DEPARTMENT OF TRANSPORTATION
TRENTON

SCHEDULE OF APPROVALS - OCTOBER 21, 1971

Administration Items

1

Project Agreement - I-95-7(3)63
Route 95, Section 1A

It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for construction for N.J. Project I-95-7(3)63. (Rt. 95, Sec. 1A)

The total modified estimated cost is $6,799,665.56 of which $6,113,604.39 is Interstate funds. It provides a total increase of $15,035.56 of which $48,504.39 is Interstate funds. This increase in the federal participation is due to a decrease in the original non-participating estimates. (October 18, 1971)

2

Project Agreement - I-195-8(11)76
Route 195, Section 4B

It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for construction for N.J. Project I-195-8(11)76. (Rt 195, Sec. 4B)

The total modified estimated cost is $5,534,239.60 of which $4,848,027.52 is Interstate funds. It provides a total increase of $135,989.60 of which $127,401.52 is Interstate funds. (October 20, 1971)

3

Project Agreement - I-287-2(21)31
Route 287, Section 8A & 9B

It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for construction for N.J. Project I-287-2(21)31. (Rt. 287, Sec. 8A & 9B)

The total modified estimated cost is $3,953,098.00 of which $3,516,494.00 is Interstate funds. It provides a total increase of $58,889.33 of which $53,900.00 is Interstate funds. (October 18, 1971)

Construction Items

4

Route 18 Freeway, Sections 8A and 9A

Approval is recommended in making Award of Contract to Hess Brothers, Inc. and Diversified Road, Bridge & Tunnel Construction Co., Inc. (Joint Venture) at their bid, the lowest of five bids received on October 7, 1971, in the amount of $15,666,216.61 for Route 18 Freeway, Sections 8A and 9A, from Route U.S. 9 to West of Dutch Lane Road, Grading, Paving and Structures, in the Townships of Madison and Marlboro, Middlesex and Monmouth Counties. (October 21, 1971)

5

Route 295, Section 5C

Approval is recommended in making Award of Contract to J. Marienski Contracting Company, Inc. and The Conduit & Foundation Corporation, Joint Venture, at their bid, the lowest of six bids received on September 30, 1971 in the amount of $7,282,856.90 for Route 295, Section 5C, from Dunns Mill Road to West Burlington Street, Grading, Partial Paving and Structures, in the Township of Bordentown and the City of Bordentown, Burlington County, Federal Project Number N.J.-I-295-2(60)57. (October 20, 1971)

6 Approved Change Orders - September 1971 (Miscellaneous)

The miscellaneous change orders listed on the attached schedule were processed and approved during the month of September 1971 and are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination. (October 18, 1971)

7 Approved Change Orders - September 1971 (Region 1)

The change orders listed on the attached schedule, processed and approved by Region 1 during the month of September 1971, are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination. (October 18, 1971)

8 Approved Change Orders - September 1971 -Region 3

The change orders listed on the attached schedule, processed and approved by Region 3 during the month of September 1971, are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination. (October 18, 1971)

9 Approved Change Orders - September 1971 - Region 4

The change orders listed on the attached schedule, processed and approved by Region 4 during the month of September 1971, are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination. (October 18, 1971)

Design Items

10 Agreement
Township of Dover - Ocean County
Route 166(1953)

Approval and execution is recommended of the attached Agreement dated October 7, 1971, between the Township of Dover of Ocean County and the State of New Jersey covering understandings in connection with the State's proposed improvement of Route 166 (1953) (formerly Route 4, Section 16A) whenever the State plans to widen the northbound lane and channelize traffic at the intersection with East Water Street. The Township will contribute toward this improvement by conveying to the State the land needed for subject widening. (October 14, 1971)

11 Services - Engineering
Hardesty and Hanover

Approval and execution is recommended of the attached Agreement dated September 1, 1971, between Hardesty and Hanover (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the reconstruction of the Penn-Central Bridge no. 23.42 over Wood Avenue together with the improvement of Wood Avenue and Route 27 in Woodbridge and Edison Township, Middlesex County.

The Consultant will be remunerated for his services toward a ceiling of $168,000.00 representing salaries, soils work, printing, extra work and use of motor vehicles to which should be added approximately 10% for contingencies making a total to be set up of $185,000.00 (October 18, 1971)

Request for Project Initiation
Route 10, Livingston Circle
Township of Livingston - County of Essex

12 Authority is hereby requested to initiate a design project for the revision and signalization of the Route 10 Livingston Circle, in the Township of Livingston, County of Essex.

The project will be designed by the consultants, Berger Associates, Inc., by change order to the existing Route 10 study agreement dated March 31, 1969.

A change order for the engineering in the amount of $34,200.00 was approved on September 7, 1971.

The improvements for the Livingston Circle will be contained within the existing right of way.

The estimated construction cost for this project is $500,000.00. **(October 20, 1971)**

Alignment Preservation Map
Route 18 (1970) Route 35 Freeway (1953)
Sections 3C & 4A Revision - 1
County of Monmouth

13 Subject project appeared as Item 59 in the 1969 Construction Program. A Public Hearing for subject Project was held on May 19, 1960.

It is recommended that the alignment for subject highway, between County Road 547 and the Westerly R.O.W. line of the Garden State Parkway, as presented on the Alignment Preservation Map attached hereto, be adopted by the Department.

Also, in accordance with the Laws of 1968, Chapter 393, Section 27: 7-66, approval is recommended for filing of Alignment Preservation Map, Route 18 (1970) Route 35 Freeway (1953), Section 3C and 4A Revision-1, with:

Sheet 3 of 3	Monmouth County	Clerk: Benjamin H. Danskin
Sheet 3 of 3	Borough of Eatontown	Clerk: Marjorie L. Becker Building Inspector: Robert Haynes Chairman Planning Board: Col. John Goodman
Sheet 3 of 3	Borough of New Shrewsbury	Clerk: Jerome S. Reed Building Inspector: John Osborn Chairman Planning Board: Justin Henshell

It is also recommended that the attached letters of certification be signed and forwarded to the addressees. **(October 15, 1971)**

Maintenance Items

Bridge Painting Contract #3 (1971)

14 Painting contractor Textar Painting Co. has completed all work for Bridge Painting Contract #3 (1971), painting of 14 bridges, Routes I-76, 38, and 70, Cities of Camden and Gloucester, Townships of Pennsauken and Cherry Hill, County of Camden, in a satisfactory manner.

Date of completion was October 1, 1971. The number of working days used to complete this work was 55; the time allowed under contract was 65.

It is herewith recommended that the work be accepted and that final payment be made to the contractor upon completion of the usual formalities.

Upon approval of this action, the original is to be forwarded to Accounting for processing. **(October 14, 1971)**

Public Transportation Items

Agreement
General Electric Company
70 electric railway passenger cars

15 Execution and approval, upon receipt of advice of approval of a Federal capital grant in the amount of $18,733,333 to assist in the purchase of 70 new high speed electric multiple unit commuter railroad cars to be operated in the territory of the Penn Central Company, of an agreement dated October 14, 1971 between the State of New Jersey, acting by and through the Commuter Operating Agency, and the General Electric Company covering the construction of the above 70 cars, total cost to the State of New Jersey not to exceed $8,852,537.

A resolution authorizing this action was unanimously approved at the Commuter Operating Agency meeting on May 24, 1971.

Funds in the amount of $26,557,610.00 are available in account number 630-901-771. (October 21, 1971)

Traffic Engineering Items

Metered Lighting - Route 9
Woodbridge Township

16 Approval is authorized for the Electrical Bureau to negotiate with the Public Service Electric and Gas Company for the installation of electric service for the lighting units on the Route 9 and New Brunswick Avenue Interchange which are being installed under the Garden State Parkway (Section 7, Contract 62A-509) project. Annual charges for energy will be approximately $1,200. (October 18, 1971)

17

Traffic Signal Approvals

In accordance with the provisions of R.S. 39:4-120 (as amended), it is recommended that the traffic signals and the regulatory signs and markings necessary for the proper operation of the signals, be approved at the following intersections:

ROUTE	INTERSECTION	MUNICIPALITY	COUNTY	DRAWING NO.
US30	Rt. 50 & Philadelphia Ave	Egg Harbor City	Atlantic	TS 525 A
US30	Evesham Rd	Magnolia	Camden	TS 2224
US30	Charleston Ave	Lawnside	Camden	TS 2225
US30	Evergreen Ave	Somerdale	Camden	TS 529 A
US30	(White Horse Pike) & W. Nicholson Rd	Audubon Boro	Camden	TS 1319 A
35	Sixth Ave	Neptune Boro	Monmouth	TS 2264
38	Lenola Rd	Maple Shade Twp	Burlington	TS 710 D
49	West Ave	Bridgeton	Cumberland	TS 810 C
49	(Broad St) & Atlantic St	Bridgeton	Cumberland	TS 1132 A
77	Irving Ave	Bridgeton	Cumberland	TS 2263
77	(N. & S. Pearl St) & Commerce St	Bridgeton	Cumberland	TS 852 A
77	Washington Ave	Bridgeton	Cumberland	TS 2265

(October 18, 1971)

Local Government Aid Items

TOPICS PROGRAM
Willingboro Twp., Burlington County
T-4002 (10)

18 It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project involves the improvement of three intersections in Willingboro Twp., Burlington County, TOPICS Project No. T-4002(10). Total estimated cost including contingencies is $371,000.00 to be financed 50% from the New Jersey Department of Transportation and 50% from federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968. **(October 14, 1971)**

SJT

TOPICS PROGRAM
Three Intersection Study
Camden County - T4002(11)

19 It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project involves preliminary engineering by a Consultant for the preparation of functional designs and estimate for the improvement of three intersections in the County of Camden, TOPICS Project No. T-4002(11). The intersections are a circle and a proposed jughandle in Cherry Hill Township and a circle in Collingswood Borough. Total estimated cost is $83,600.00 to be financed 50% from the New Jersey Department of Transportation, and 50% from Federal funds as provided in Section 10 of the Federal Highway Act of 1968. **(October 14, 1971)**

TOPICS PROGRAM
Long Hill Rd., Overpass, T4001(31)

20 It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project consists of reconstruction of railway overpass and approaches on Long Hill Road including intersection with Notch Road in the Twp. of Little Falls, Passaic County, TOPICS Project No. T4001(31). Total estimated cost is $675,000.00 to be financed 35% from the Public Utilities Commission, 15% from the N. J. Department of Transportation, and 50% from Federal Funds as provided in Section 10 of the Federal Aid Highway Act of 1968.

It is also recommended that Commission Action, Administration Item 33, Schedule of Approvals - August 31, 1971, No. 32-1971, for preliminary engineering for this project, be rescinded.

Funds 61103 - 620-160-810. SJT **(October 14, 1971)**

TOPICS PROGRAM
City of Linden, Union County
T4001(37)

21 It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project involves the development of a comprehensive traffic engineering study for the City of Linden, Union County, TOPICS Project No. T-4001(37). Total estimated cost is $59,400.00 to be financed 12½% from the City of Linden, 37½% from the N. J. Department of Transportation, and 50% from federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968. **(October 14, 1971)**

PVC

County Aid Construction
Wayne Township - Passaic County

22 Approval is recommended of acceptance and authorization of final payment of $138,559.22, State's share, for the improvement of Alps Road, Section 1 & Drainage Outfall, Township of Wayne, Passaic County, P-1(C)S-68, completed by contract including engineering at a total cost of $277,127.37. County Aid Construction. **(October 20, 1971)**

23

Municipal Aid - Ventnor City
Atlantic County

Approval is recommended of acceptance and authorization of final payment of $11,324.61, State's share, for the improvement of Melbourne Avenue, Newark Avenue, Section 5, Cornwall Avenue, Section 4, Winchester Avenue, Section 4, Monmouth Avenue, Section 2, Calvert Avenue, Sections 1 & 2, City of Ventnor, Atlantic County, A-23-66, completed by contract at a total cost of $12,742.90. Municipal Aid. (October 14, 1971)

24

Municipal Aid - North Hanover Township
Burlington County

Approval is recommended of acceptance and authorization of final payment of $24,177.19, State's share for the improvement of Province Line Road, Section 6, Township of North Hanover, Burlington County, BU-27-66, completed by contract at a total cost of $29,906.70. Approval is also recommended of cancelling the balance of $7,983.81, State funds remaining on this project and of adding the same to the County General Funds. Municipal Aid. (October 14, 1971)

25

Municipal Aid - Borough of Bellmawr
Camden County

Approval is recommended of acceptance and authorization of final payment of $10,000.00, State's share, for the improvement of Hall Avenue, Borough of Bellmawr, Camden County, C-3-67, completed by contract including engineering at a total cost of $12,942.49. Municipal Aid. (October 14, 1971)

26

Municipal Aid - Ocean City
Cape May County

Cape May County, Ocean City, received two bids on September 15, 1971 for the construction of Central Avenue, Section 3, CM-8-69. The recommendation of the City is to make the award of contract to F. D. McCarthy Paving Co., Box 125, Cape May Court House , N. J. on their low lump sum bid of $24,812.95 for 1½" Bit. Conc. Type FABC-1 surface. Approval is recommended. Municipal Aid. (October 20, 1971)

27

Municipal Aid - Town of Guttenberg
Hudson County

Approval is recommended of acceptance and authorization of final payment of $13,368.12, State's share for the improvement of Park Avenue, Town of Guttenberg, Hudson County, H-2-70, completed by contract including engineering at a total cost of $14,853.47. Municipal Aid. (October 20, 1971)

28

Municipal Aid - Secaucus Town
Hudson County

Approval is recommended of plans and supplementary specifications for the construction of Secaucus Road, Secaucus Town, Hudson County, H-7F-71. Municipal Aid. (October 18, 1971)

29

Municipal Aid - Weehawken Township
Hudson County

Approval is recommended of supplementary specifications for the resurfacing of Lincoln Place, Zerman Place, Parkview Avenue and Fulton Street, Weehawken Township, Hudson County, H-8F-71. Municipal Aid (October 18, 1971)

30

Municipal Aid - Town of West New York
Hudson County

Approval is recommended of acceptance and authorization of final payment of $24,768.52, State's share, for the improvement of 60th Street, Town of West New York, Hudson County, H-11X-67, completed by contract including engineering at a total cost of $27,520.58. Municipal Aid. (October 20, 1971)

Municipal Aid - Highland Park Borough
Middlesex County

31 Highland Park Borough, Middlesex County, received five bids on August 18, 1971 for the construction of South First Avenue, Section 2, Mi-7-71. The recommendation of the Borough is to make the award of contract to Arrow Contracting Co. and P.I.C. Construction, Inc., 192 Route 22, Greenbrook, N.J. on their low lump sum bid of $7019.35 for 3' FABC-2 surface. Approval is recommended. Municipal Aid. (October 20, 1971)

Municipal & Extraordinary Aid
Middlesex Borough - Middlesex County

32 Middlesex Borough, Middlesex County, received five bids on September 28, 1971 for the construction of Williams Street and Mountain Avenue, Sec. 3, Mi-22X-67. The recommendation of the Borough is to make the award of contract to M. LaMorgese & Son, Inc., 14 Ogden Street, Newark, N. J. on their low lump sum bid of $148,036.05 for 2' FABC-1 surface. Approval is recommended. Municipal and Extraordinary Aid. (October 20, 1971)

Municipal Aid - Borough of Farmingdale
Monmouth County

33 Approval is recommended of acceptance and applying prepaid funds for the improvement of Custer Street and Chestnut Street, in the Borough of Farmingdale, Monmouth County, MH-14F-69, completed by contract at a total cost of $8,252.17. State's share is $2,700.00 previously paid on Section "B" per the 1969 Revised Formula Work Schedule. Municipal Aid. (October 18, 1971)

Municipal and Extraordinary Aid also
State Aid Road System funds
Marlboro Township - Monmouth County

34 Conditional approval is recommended of plans and supplementary specifications for the construction of Lloyd Road, Marlboro Township, Monmouth County, Mh-27A-66, pending certification from the municipality that all right-of-way has been acquired. Municipal and Extraordinary Aid, also State Aid Road System funds. (October 14, 1971)

Municipal Aid - Township of Wall
Monmouth County

35 Approval is recommended of acceptance and authorization of final payment of $42,845.58, State's share, for the improvement of Sea Girt Avenue & Allenwood Road, Township of Wall, Monmouth County, MH-17X=67, completed by contract including inspection and engineering at a total cost of $47,932.05. Municipal Aid. (October 20, 1971)

Municipal Aid - Town of Boonton
Morris County

36 **Approval is recommended of the plans and supplementary specifications for the construction of Wootton Street which is to be constructed by the Force Account method. Municipal Aid.** (October 18, 1971)

Municipal Aid - Morristown Town
Morris County

37 Town of Morristown, Morris County, received three bids on August 9, 1971 for the construction of Ann Street, M-21-69. The recommendation of the Town is to make the award of contract to Tri-County Asphalt Corp., Beaufort Avenue, Roseland, N. J. on their low lump sum bid of $54,780.25 for 2' FABC-1 surface. Approval is recommended. Municipal Aid. (October 14, 1971)

Municipal Aid - Borough of Hawthorne
Passaic County

38 Approval is recommended of acceptance and authorization of final payment of $12,310.89, State's share, for the improvement of May Street, Section 4, Borough of Hawthorne, Passaic County, P-4-65, completed by contract at a total cost of $13,851.30. Approval is also recommended of deducting $172.53 from the total cost of construction due to non-conformance to the Job Mix Formula & Air Void Requirements of the Bituminous Concrete Pavement. Municipal Aid. (L (October 14, 1971)

Municipal Aid - Prospect Park Borough
Passaic County

39 Prospect Park Borough, Passaic County, received three bids on October 4, 1971 for the construction of Struyk Avenue, North 7th and North 14th Streets, P-9-71. The recommendation of the Borough is to make the award of contract to Warren Bros. Co., End of Planten Avenue, Prospect Park, N.J. on their low lump sum bid of $10,149.00 for 1½" Bit. Concrete Mix #5. Approval is recommended. Municipal Aid. (October 20, 1971)

Municipal Aid - Cranford Township
Union County

40 Cranford Township, Union County, received three bids on September 28, 1971 for the construction of Burnside Avenue, Section 3, Roselle Avenue, John Street and 40 Others. The recommendation of the Township is to make the award of contract to DiDonato & Ruffini, 1045 Milton Boulevard, Rahway, N.J. on their low lump sum bid of $28,853.75 for 1½" FABC-1 surface. Approval is recommended. Municipal Aid. (October 20, 1971)

Municipal Aid - Kenilworth Borough
Union County

41 Approval is recommended of acceptance and authorization of final payment of $16,182.00, State's share, for the improvement of Sheridan Avenue, Section 1, Borough of Kenilworth, Union County, U-26X-67, completed by contract at a total cost of $49,175.50. Approval is also recommended of deducting $1,065.72 from the total cost of construction due to non-conformance to the Job Mix Formula and Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (October 14, 1971)

Municipal Aid - Roselle Park Borough
Union County

42 Roselle Park Borough, Union County, received four bids on September 21, 1971 for the construction of Bridge and Walnut Streets, Madison and Butler Avenues, Colonial Road and Hamilton Place, U-11F-71. The recommendation of the Borough is to make the award of contract to DiDonato & Ruffini, 1045 Milton Boulevard, Rahway, N. J. on their low lump sum bid of $13,252.90 for 1½" FABC-1 surface. Approval is recommended. Municipal Aid. (October 20, 1971)

Right of Way Items

Funds - Right of Way
Route 295, Section 8

43 There is presented again the matter of Interstate financing on Route 295, Section 8, Federal Project I-295-2-(53), Route 33 to Route U.S. 1, Control Section 1138-401, together with a Processing Form which has been approved by Messrs. Sliwa and Freidenrich; and also approved as to availability of funds by Mr. Paul Bridegum.

In order to complete right of way acquisition on this project, the sum of $200,000.00 is required. Therefore, authority is requested to set up this amount from funds available under Item #6 of the 1971 Construction Program.

Included in the $200,000.00 to be set up is the sum of $100,000.00 required for Tenant Relocation Payments. (October 20, 1971)

Funds - Right of Way
Route 295, Section 9

44 There is presented again the matter of Interstate financing on Route 295, Section 9, Federal Project I-295-2-(54), Route U. S. 1 to Route 95, Control Section 1138-402, together with a Processing Form which has been approved by Messrs. Sliwa and Freidenrich; and also approved as to the availability of funds by Mr. Paul Bridegum.

In order to complete right of way acquisition on this project, the sum of $500,000.00 is required. Therefore, authority is requested to set up this amount from funds available under Item #6 of the 1971 Construction Program. (October 20, 1971)

Right of Way
Route 17, Section 5

45 There is presented negotiated purchase agreement on Route 17, Section 5, Federal Project U-102-(18), from Ridgewood Avenue to Allendale Avenue;

Parcel DA65B George Pasick and Mary Pasick, h/w Consideration $3,500.

The parcel having been appraised and the Reviewer's registered fair market value determination being $3,500., approval is recommended. (October 19, 1971)

Right of Way
Route 24 Freeway, Section 12

46 There is presented negotiated purchase agreement on Route 24 Freeway, Section 12, Federal-aid Project U-204-(6), River Road To Route 78.

Parcel E220 Roderick D. Raabe and Gracia Lou Raabe, h/w Consideration $500

The parcel having been appraised and the Reviewer's registered Fair Market Value Determination being $500, approval is recommended. (October 15, 1971)

Right of Way
Route 33, Section 5

47 There is presented negotiated purchase agreement on Route 33 (1953), Section 5, Route U. S. 9 To Smithburg Road;

Parcel E38C James M. Rice Associates Inc. (A New Jersey Corporation) Consideration $500.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $500. Approval is recommended. (October 19, 1971)

Right of Way
Route 70, Section 4

48 There is presented a negotiated purchase agreement on Route 70, Section 4, From Medford to U.S. Route 206;

Parcel 12 William E. Jayne, Jr. and Virginia S. Jayne, h/w and Willard D. Jayne and Josephine E. Jayne, h/w Consideration $4,455.

The parcel has been appraised and the reviewer's registered fair market value determination is $4,050. The variance not being substantial, the agreement would appear in the public interest and approval is recommended. (October 15, 1971)

Right of Way
Route 92 Freeway, Section 1

49 There is presented negotiated purchase agreement on Route 92 Freeway, Section 1, From Route 33 To Mercer-Middlesex County Line;

Parcel R19	Harry J. Zerwick, Widower	Consideration $38,200.
	Less allowance to State of for owner's retention and removal of the one story frame dwelling	1,450.
	Net Cash Consideration	$36,750.
	Including down payment of	$ 9,000.
	Plus Replacement Housing Bonus of to be paid on satisfaction by State that Seller has purchased and occupied a decent, safe, and sanitary dwelling.	$ 5,000.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $38,200. The Retention Estimate is $1,450 and the Replacement Housing Bonus is $5,000. It is recommended that this agreement be approved.

(October 21, 1971)

Right of Way
Route 92 Freeway, Section 1

50 There is presented negotiated purchase agreement on Route 92 Freeway, Section 1, From Route 33 To Mercer-Middlesex County Line;

Parcel 25B	Robert P. Lasche & Roberta Lasche, h/w	Consideration $4,800.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $4,800. Approval is recommended. (October 21, 1971)

Right of Way
Route 178 Freeway, Section 1

51 There is presented negotiated purchase agreement on Route 178 Freeway, Section 1, From Route 24 Freeway to Routes 10 & 53 Interchange;

Parcel 22	William C. Thompson & Elizabeth T. Thompson, h/w	Consideration $29,000
	Including down payment of	7,250
	Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling.	4,451

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $29,000. The Replacement Housing Bonus is $4,451. It is recommended that this agreement be approved.

Authority is requested to dispose of dwelling, light, and flag pole to the road contractor, by public auction, or by sealed bids. (October 21, 1971)

Right of Way
Route 178 Freeway, Section 1

52 There is presented negotiated purchase agreement on Route 178 Freeway, Section 1, From Route 24 Freeway to Routes 10 & 53.

Parcel 29	Walter Greffe & Mabel Louise Greffe, h/w	Consideration $2,600

The parcel having been appraised and the Reviewer's registered Fair Market Value Determination being $2,600, approval is recommended. (October 19, 1971)

Right of Way
Route 295, Section 9

53 There is presented negotiated purchase agreement on Route 295, Section 9, Federal-aid Project I-295-2-(54), From Route 95 to Route U. S. 1;

Parcels 2R26A, 26B &26C	Richards Evans & Katherine, h/w	Consideration $181,150.
	Less allowance to State for owner's retention and removal of 1½ story dwelling	$ 1,100.
	Net Cash Consideration	$180,050.
	Including down payment of	$ 45,000.
	Plus Replacement Housing of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement. dwelling.	$ 4,550.

The parcel has been appraised and the Reviewer's registered Fair Market Value determination is $181,150. The retention value is $1,100. The Replacement Housing Bonus is $4,550. It is recommended that this agreement be approved.

Authority is requested to dispose of the garage to the road contractor by public auction or by sealed bids. (October 21, 1971)

Right of Way
Route 3, Section 3

54 There is presented again the matter of acquisition of property on Route 3, Section 3, Federal Aid Project U-186-(18), Passaic River to Route 20. Condemnation proceedings were previously authorized on June 15, 1971 as the registered Fair Market Value determination is $7,200., which was offered to and refused by the owner.

Continued negotiations have resulted in an excuted agreement as follows:

Parcel 2894A	Omni Realty Corp.	Consideration $8,200.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $7,200. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

There has been no court deposit.

It is also recommended that condemnation proceedings previously authorized be discontinued. (October 15, 1971)

Right of Way
Route U.S. 9, Section 4

55 There is presented again the matter of acquisition of property on Route U.S. 9 (1953), Section 4, Ernston Road To Route 18. Condemnation proceedings were previously authorized on December 29, 1969 as the owners' demand was considered excessive. A Commission Hearing was held and an award was rendered in the amount of $31,000. The State took a protective appeal.

Prior to a jury trial, settlement negotiations were conducted by our Legal Division in which the owner agreed to a settlement figure of $29,000 which is a reduction of the amount of $31,000, and includes all claims against the State.

The owner executed an agreement as follows:

Parcel 26	Jean Ann Nesslage & Donald J., h/h Heirs of the Estate of Peter Crawley, Deceased	Consideration $29,000.

The parcel was appraised and the reviewer's registered fair market value determination is $25,500. The variance is not substantial and the agreement would appear to be in the public interest.

This agreement is being submitted to the Commissioner for his consideration and approval and that the condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (October 21, 1971)

✓**Right of Way**
Route 15 Freeway, Section 8

56 There is presented again the matter of acquisition of property on Route 15 Freeway, Section 8, Shawnee Drain to Morris-Sussex County Line. Condemnation proceedings were previously authorized on February 11, 1970 for Parcel E3D, on March 9, 1970 for Parcel 3E and X3N and on March 4, 1970 for Parcel 3M at which time the owner's demands were considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel E3D,3E and 3M	The Arthur D. Crane Company (A New Jersey Corporation)	Consideration	$8,025.
Remnant Parcel X3N to be acquired			$ 300.
		Total Consideration	$8,325.

The parcels having been appraised and the Reviewer's registered Fair Market Value Determination being $3,550. for Parcel E3D, $4,225. for Parcel 3E, $250. for Parcel 3M, and $300. for the value of the damaged remnant Parcel X3N; totaling $8,325, approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. **(October 21, 1971)**

✓**Right of Way**
Route 15 Freeway, Section 9

57 There is presented again the matter of acquisition of property on Route 15 Freeway, Section 9, Morris-Sussex County Line to Main Street. Condemnation proceedings were previously authorized at which time the owner's demand of $70,000 was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 19	Olga Shvedoff, widow	Consideration	$33,500
		Less allowance to the State for the owner's retention and removal of the dwelling-tavern structure . . .	1,500
		Net Cash Consideration	$32,000
		Including down payment of	$ 8,000
		Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling.	$ 5,000

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $30,000. The Retention estimate is $1,500. The Replacement Housing Bonus is $5,000. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued. Authority is also requested to withdraw the sum of $30,000 previously deposited with the Superior Court. **(October 19, 1971)**

Right of Way
Route 23, Section 2

58 There is presented again the matter of acquisition of property on Route 23, Section 2, Control Section 1604401, Essex County Line to Black Oak Ridge Road. Condemnation proceedings were previously authorized as the registered Fair Market Value Determination is $6,500., which was offered to and refused by the owner.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcels 68	Jack Leonardo & Joan, h/w	Consideration	$6,800.
Remnant Parcel	Theresa Schwartz, widow		
X68B to be acquired			200.
		Total Consideration	$7,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $6,300. and the value of the remnant is $200.; totaling $6,500. The variance not being substantial the agreement would appear to be in the public interest. Approval is recommended.

It is also recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (October 19, 1971)

Right of Way
Route 29, Section 10

59 There is presented again the matter of acquisition of property on Route 29 Freeway, Section 10, Federal-aid Project I-195-8-(9), Lalor Street to Route 37. Condemnation proceedings were previously authorized on July 8, 1971, at which time the owner's demand was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 35A	Hugh T. Riley, Sr. and Celia K., his wife	Consideration	$27,300.
Plus damaged remnant to be acquired			200.
		Total Consideration	$27,500.
	Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling		$ 5,000.

This parcel has been appraised and the reviewer's registered fair market value determination is $27,300, the value of the remnant is $200, totalling $27,500; the Replacement Housing Bonus is $5,000, approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued.

Authority is requested to dispose of the dwelling and storage sheds to the road contractor, by public auction or by sealed bids.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (October 15, 1971)

Right of Way
Route 29 Freeway, Section 11

60 There is presented again the matter of acquisition of property on Route 29 Freeway, Section 11, Market Street To Lalor Street. Condemnation proceedings were previously authorized on April 26, 1971 because the owners were unable to convey clear title.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 137	Stanley Bugaj, Single, Chester Bugaj and Mary Bugaj, h/w, Victoria Breese and Alfred R. Breese, h/h	Consideration $6,000.

The parcel has been appraised and the Reviewer's registered Fair Market Value determination is $6,000. Approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Authority is requested to dispose of the dwelling and shed to the road contractor, by public auction or by sealed bids.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (October 21, 1971)

Right of Way
Route 29, Section 11

61 There is presented again the matter of acquisition of property on Route 29, Section 11, Market Street to Lalor Street. Condemnation proceedings were previously authorized on April 12, 1971 as the owner's demand of $7,500., plus Replacement Housing Bonus of $5,000. was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 183	Michael J. Karczewski and Sophie A. Karczewski, h/w	Consideration	$9,450.
		Including a down payment of	1,600.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $7,500. The variance is not considered substantial, being that the owner's would have been entitled to a $950. Replacement Housing Bonus, therefore, the agreement would appear in the public interest. Approval is recommended.

Authority is requested to dispose of the dwelling and shed to the road contractor, by public auction or by sealed bids.

It is recommended that condemnation proceedings previously authorized be discontinued. (October 15, 1971)

Right of Way
Route 35, Section 6

62 There is presented again the matter of acquisition of property on Route 35 (1953), Section 6, Asbury Avenue To Eatontown. Condemnation proceedings were previously authorized on September 2, 1970 as the owner was unable to complete negotiations at that time.

Continued negotiations have resulted in the execution of an agreement as follows;

Parcel 113B	Sun Oil Company (A New Jersey Corporation)	Consideration $7,700.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $7,700. Approval is recommended.

It is recommended that the condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under the Declaration of Taking. (October 21, 1971)

Right of Way
Route 35, Section 6

63 There is presented again the matter of acquisition of property on Route 35 (1953), Section 6, Asbury Avenue To Eatontown. Condemnation proceedings were previously authorized for Parcel 126B on September 4, 1970, at which time the State's Suggested Settlement of $29,500 was offered to and refused by the agent whose demand of $60,000 was considered excessive.

Subsequently, there was a change of ownership and a map revision changed the parcel delineation to R126B. Continued negotiations have resulted in the execution of an agreement as follows;

Parcel R126B	Louis C. Mahns & Walter A. Mahns, Partners T/A Mahns Brothers	Consideration $27,000.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $26,800. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is recommended that the condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit of $29,500 heretofore made into the Superior Court under Declaration of Taking. (October 19, 1971)

Right of Way
Route 295, Section 7

64 There is presented again the matter of acquisition of property on Route 295 (1953), Section 7, Federal-aid Project I-295-2-(45), Crosswicks Creek to Route 33. Condemnation proceedings were previously authorized on November 19, 1969, at which time the owner's demand was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 42	Joseph L. Stettner & Rosemary R., his wife Consideration	$22,000.
	Including a down payment of	5,500.
	Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling	$5,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $22,000. The Replacement Housing Bonus is $5,000. It is recommended that this agreement be approved and that the condemnation proceedings previously authorized on November 19, 1969 be discontinued.

Authority is requested to dispose of the dwelling to the road contractor, by public auction or by sealed bids.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (October 15, 1971)

Right of Way
Route 295, Section 7

65 There is presented again the matter of acquisition of property on Route 295, Section 7, Federal-aid Project I-295-2-(45), From Crosswicks Creek to Route 33. Condemnation proceedings were previously authorized on March 22, 1971, at which time the owner was demanding $25,000.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 191	Helen M. Searfoss, Widow	Consideration	$20,000.
		Including a down payment of	5,000.
	Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling		$ 5,000.

This parcel has been appraised and the Reviewer's re-registered Fair Market Value determination is $20,000. The Replacement Housing Bonus is $5,000. Approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Authority is requested to dispose of the dwelling and detached garage to the road contractor, by public auction or by sealed bids. (October 15, 1971)

Right of Way
Route 440 Freeway, Section 1

66 There is presented again the matter of acquisition of property on Route 440 Freeway, Section 1, Federal-aid Project F-209-(2), From New Jersey Turnpike to Route 35. Condemnation proceedings were previously authorized on October 20, 1969, at which time the owners were dissatisfied with engineering provisions for drainage.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 2R236	Reserve Terminal Corp.	Consideration	$20,000.
	including the court deposit of previously withdrawn by seller		$20,000.

This parcel has been appraised and the Reviewer's re-registered Fair Market Value determination is $18,200. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

It is further recommended that authority be requested to dispose of the chain link fencing to the road contractor, by public auction or by sealed bids. (October 15, 1971)

Right of Way
Route 20 Freeway, Section 3

67 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20 Freeway, Section 3, from Main Street to Maple Avenue Interchange, Parcel 39.

Authority is requested to rent the subject apartment to Corrie and Rebecca Smith, for a rental of $85.00 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account Number 20F-3-39-1.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupants. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on October 5, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy.
(October 20, 1971)

Right of Way
Route 20 Freeway, Section 3

68 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20 Freeway, Section 3, from Main Street to Maple Avenue Interchange, Parcel 39.

Authority is requested to rent the subject apartment to Grace Coldfield and Curley Heck, for a rental of $95.00 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account # 20F-3-39-2.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupants. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on October 5, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy.
(October 20, 1971)

Right of Way
Route 21, Section 6

69 There is presented the matter of a Dwelling Lease Occupancy Agreement for a unit located on Route 21, Section 6, from Monroe Street to Route 80, Parcel 108.

Authority is requested to rent the subject unit to Walter and Helen Zielinski for a rental of $155.00 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account Number 21-6-108-1.

This unit is owner occupied and has not been previously rented. This rent is based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on October 4, 1971. Consideration was given to the fact that the tenant will supply his own heat and electricity. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy.
(October 20 ,1971)

Right of Way
Route 21, Section 6

70 There is presented the matter of a Dwelling Lease Occupancy Agreement for a unit located on Route 21, Section 6, from Monroe Street to Route 80, Parcel 108.

Authority is requested to rent the subject unit to Joseph and Ilsa Miriam Schafer for a rental of $135.00 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account # 21-6-108-2.

This rental represents a reduction in rent from $155.00 per month. Economic rent for this unit is $155.00 based on an analysis of rentals in the local market for comparable units. Consideration was given to the fact that the occupants will supply their own heat. Consideration was also given to the fact that the occupants will maintain the property and act as superintendents. The economic analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on October 4, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy. **(October 20, 1971)**

Right of Way
Route 21, Section 6

71 There is presented the matter of a Dwelling Lease Occupancy Agreement for a unit located on Route 21, Section 6, from Monroe Street to Route 80, Parcel 92.

Authority is requested to rent the subject unit to James and Mary Prince for a rental of $110.00 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account Number 21-6-92-1.

This unit is owner occupied and has not been previously rented. The rent is based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on September 28, 1971. Consideration was also given to the fact that the occupants will maintain the property and act as superintendents. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy. **(October 20, 1971)**

Right of Way
Route 21, Section 6

72 There is presented the matter of a Dwelling Lease Occupancy Agreement for a unit located on Route 21, Section 6, from Monroe Street to Route 80, Parcel 92.

Authority is requested to rent the subject unit to Sherry and John Scombordi for a rental of $130.00 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account Number 21-6-92-2.

This rent is based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on October 4, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy. **(October 20, 1971)**

Right of Way
Route 29 Freeway, Section 10

73 There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 29 Freeway, Section 10, Project No. I-195-8-(9), Lalor Street to Route 37, Parcel 30A,B.

Authority is requested to rent the dwelling to Mr. and Mrs. Michael Rusnak for a rental of $175 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 29-10-30A,B-1. This unit is owner occupied and has not been previously rented. The $175 per month rental appears fair and reasonable and is based on the attached comparable rental documentation report and analysis of October 7, 1971.

Authority is also requested to close title subject to the lease occupancy. **(October 20, 1971)**

Right of Way
Route 78, Section 5E

74 There is presented the matter of the substitution of a Dwelling Lease Occupancy Agreement to an apartment located on Route 78, Section 5E, Project # I-78-5-(4), from Garden State Parkway to Lyons Avenue, Parcel 171.

The occupant occupied 381 Chadwick Avenue, Newark, New Jersey under rental account # 78-5G-830-2 as authorized by the Commissioner of Transportation on November 6, 1970.

On an emergency basis temporary relocation was accomplished to 1657 Fabyan Place, Hillside, New Jersey, Route 78, Section 5E, Parcel 171. Authority is requested to rent the subject apartment rent account # 78-5E-171-1A to Mr. & Mrs. Mariano LiPuma for a rental of $120 per month based on an analysis of rentals in the local market as calculated by a representative of our Metropolitan District Office Property Section on September 22, 1971, copy attached. It is our opinion that this monthly rental is fair and reasonable.
(October 20, 1971)

Right of Way
Route 78, Section 5F

75 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5F, Project: I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 179.

Authority is requested to rent the subject apartment to Jane Webb for a rental of $115.00 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account Number 78-5F-179-1.

The rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupant. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on September 28, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy.
(October 20, 1971)

Right of Way
Route 78, Section 5F

76 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5F, Project: I-78-5-(5) from Lyons Avenue to Schuyler Avenue, Parcel 179.

Authority is requested to rent the subject apartment to Nathaniel and Lutelia Stackhouse for a rental of $105.00 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account Number 78-5F-179-2.

This unit is owner occupied and has not been previously rented. This rent is based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Metropolitan District Office Property and Relocation Section on September 28, 1971. Consideration was also given to the fact that the occupants will maintain the property and act as superintendents. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy.
(October 21, 1971)

Right of Way
Route 18 Freeway, Section 11

77 There is presented again the matter of condemnation of property on Route 18 Freeway, Section 11, From New Street to Route 287. Condemnation proceedings were previously authorized for Parcel 10, New York Lumber Co. Inc., A N. J. Corp., on January 22, 1971 at which time the owners were demanding $200,000 which was considered excessive.

Subsequently, on the advice of our Title Bureau the parcel was subdivided by the Engineers. The parcel designations are now 10A and 10B in different ownerships.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of Parcel 10A, New York Lumber Co. Inc., A N. J. Corp., in fee simple subject to any public utilities existing in the premises. The State's registered Fair Market Value of $101,500 was offered to and refused by the owner whose demand of $200,000 is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the court $101,500.

Authority is requested to dispose of three buildings and signs to the road contractor, by public auction or by sealed bids.

It is further recommended that condemnation proceedings previously authorized for Parcel 10 on January 22, 1971 be rescinded. **(October 20, 1971)**

Right of Way
Route 21 Freeway, Section 6

78 There are presented report and appraisal with map and description on Route 21-Freeway, Section 6, Control No. 1603-403, From Monroe Street to Route 80, Parcel 70, Doris Yelland (widow).

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The registered Fair Market Value determination is $38,000 plus Replacement Housing Bonus of $5,000 which was offered to and refused by the owner's attorney, who demanded $50,000, which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $38,000.

Upon taking of possession, authority is requested to dispose of the improvements to the road contractor, by public auction, or by sealed bids. **(October 20, 1971)**

Right of Way
Route 21 Freeway, Section 6

79 There are presented report and appraisal with map and description on Route 21-Freeway, Section 6, Control No. 0234-401, From Monroe Street to Route 80, Parcel 120, Rezza Motors, Inc. (A New Jersey Corporation).

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The registered Fair Market Value determination is $5,900 which was offered to and refused by the owner who demanded a parcel of land in exchange for the parcel needed by the State.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $5,900.

Upon taking of possession, authority is requested to dispose of the improvements to the road contractor, by public auction, or by sealed bids. (October 20, 1971)

Right of Way
Route 24 Freeway, Section 10

80 There are presented report and appraisal with map and description on Route 24 Freeway, Section 10, Federal-aid Project UF-204-(9), Whippany Road to Ridgedale Avenue, Florham Park; Parcels R10A, R10B & R12, Albert M. Samuels, Widower.

These parcels have been appraised and the Reviewer's registered Fair Market Value Determination is $65,900, which was offered to and refused by the owner who demanded $142,500, which is considered excessive.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels in fee simple, subject to any public utilities existing in the premises.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $65,900. (October 20, 1971)

Right of Way
Route 24 Freeway, Section 12

81 There is presented again the matter of condemnation on Route 24 Freeway, Section 12, Federal Aid Project U-204-(6), River Road to Route 78, in the name of Victor F. Himmelwright and Marie Himmelwright, h/w. Condemnation proceedings were previously authorized for Parcel 58 on January 30, 1969.

Subsequently, the engineers revised the parcel which is now designated as Parcel R58. The parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $13,125., which was offered to and refused by the owners who demanded $40,000. , which is considered excessive.

It is, therefore, recommended that authority be granted to institute condemnation proceedings for the acquisition of Parcel R58 in fee simple subject to any public utilities existing in the premises.

It is further recommended that the complaint on file be amended to substitute the map and description for Parcel R58 in the place and instead of those previously filed. Further authority is requested to deposit an additional $10,385. with the Superior Court which when combined with the $2,740. previously deposited will make a total on deposit of $13,125. (October 20, 1971)

Right of Way
Route 29 Freeway, Section 10

82 There is presented again the matter of condemnation of property on Route 29 Freeway, Section 10, From Lalor Street to Route 37. Condemnation proceedings were previously authorized for Parcels 5A and 5B in the name of Public Service Electric and Gas Company on January 8, 1971.

Subsequently, the Title Bureau determined these parcels are in different ownerships. Parcel 5A is the ownership of Public Service Gas and Electric Co., Parcel 5B is in the ownership of the County of Mercer.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of Parcel 5B plus southerly remnants, County of Mercer in fee simple subject to the easement of Public Service Electric and Gas Company and all other public utility easements existing in the premises. The State's registered Fair Market Value of $3,600. was offered to the owners who cannot convey clear title.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $3,600.

It is further recommended that the commission action dated January 8, 1971 authorizing condemnation proceedings for Parcels 5A and 5B be rescinded. (October 20, 1971)

Right of Way
Route 29 Freeway, Section 10

83 There are presented report and appraisal with map and description on Route 29 Freeway, Section 10, Federal Aid Project I-195-8-(9), From Lalor Street to Route 37, Parcel 3R42A, Inhabitants of the City of Bordentown, a Municipal Corporation of the State of New Jersey.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $1,053,900. was offered to and refused by the owners, who refused to negotiate at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $1,053,900.00.

Authority is requested to dispose of miniature golf course, 1 story, frame office building, chain link fencing, lighting poles and lights, to the road contractor, by public auction or sealed bids. (October 20, 1971)

Right of Way
Route 29 Freeway, Section 10

84 There are presented report and appraisal with map and description on Route 29 Freeway, Section 10, Federal-aid Project I-195-8-(9), From Lalor Street to Route 37, Parcel 55A plus remnants, Andrew Cropp, Jr., et als.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel and remnants in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $46,100.00 for Parcel 55A and $500.00 for the remnants was offered to and refused by the owners who refused to negotiate at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $46,600.00.
(October 20, 1971)

Right of Way
Route 29 Freeway, Section 10

85 There are presented report and appraisal with map and description on Route 29 Freeway, Section 10, From Lalor Street to Route 37, Parcels 58A, 58B, and 58C, The Riverview Cemetery, a New Jersey Corporation.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $81,500.00 was offered to and refused by the owners who demanded $180,000.00, which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $81,500.00.

Authority is requested to dispose of wrought iron and chain link fencing to the road contractor, by public auction or by sealed bids. (October 20, 1971)

Right of Way
Route 29 Freeway, Section 11

86 There are presented report and appraisal with map and description on Route 29 Freeway, Section 11, From Market Street to Lalor Street, Parcel R226, Nicholas Krupa and Catherine B. Krupa, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $37,000.00, plus a Replacement Housing Bonus of $5,000.00 was offered to and refused by the owner, who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the court $37,000.00.

Authority is requested to dispose of the improvements to the road contractor, by public auction or by sealed bids. **(October 20, 1971)**

Right of Way
Route 29 Freeway, Section 11

87 There are presented report and appraisal with map and description on Route 29 Freeway, Section 11, From Market Street to Lalor Street, Parcel R227A, Champale Inc.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $1,344,700.00 was offered to the owner who refused to conclude negotiations.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $1,344,700.00.

Authority is requested to dispose of the following improvements, a 2 story brick, a 3 story brick, 2 - 1 story brick, 1 story cinder block, 1 story frame, 1 story metal (2 quanset huts), 3 frame sheds, 1 frame shed well enclosure, plus various types of machinery within the buildings, used in the bottling operation, also 2 oil storage tanks, about 97' of interlocking sheet steel piling, about 200' of chain link fencing and a wood and metal billboard, to the road contractor, by public auction or sealed bids. **(October 20, 1971)**

Right of Way
Route 35, Section 6

88 There is presented again the matter of acquisition of property on Route 35 (1953), Section 6, Asbury Avenue to Eatontown. Condemnation proceedings were previously authorized on August 7, 1970 as the owner's demand was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 23	Jersey Shore Realty Corporation (A New Jersey Corporation)	Consideration $80,000. The owner is to remove the portion of the building in the taking area.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $73,550. The variance is not substantial considering the owner is to remove at his own expense the portion of the building that lies within the proposed right of way and easement area. Approval is recommended.

It is recommended that the condemnation proceedings previously authorized be discontinued.

Authority is requested to dispose of the site improvements to the road contractor, by public auction or by sealed bids.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (October 20, 1971)

Right of Way
Route U.S. 46, Section 10

89 There is presented again the matter of acquisition of property on Route U.S. 46 (1953), Section 10, Parsippany Boulevard to Edwards Road, Parcel 2, Kenlur, Incorporated. Condemnation proceedings were authorized on October 27, 1969 at which time the owner demanded $80,000. per acre which was considered excessive. On January 13, 1970 a complaint was filed and the sum of $98,300. was deposited with the Superior Court.

Subsequently, the engineers revised the parcel which is now designated as Parcel R2. The parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $114,300. which was offered to and refused by the owner who demanded $274,000. which is considered excessive.

It is therefore recommended that authority be granted to institute condemnation proceedings for the acquisition of Parcel R2 in fee simple subject to any public utilities existing in the premises.

It is further recommended that the complaint on file be amended to substitute the map and description for Parcel R2 in the place of and instead of those previously filed. Further authority is requested to deposit an additional $16,000. with the Superior Court, which when combined with the $98,300. previously deposited, will make a total on deposit of $114,300. (October 20, 1971)

Right of Way
Route 76, Section 1

90 There is presented the matter of an owner's housing payment on Route 76 (1953), Section 1, Project No. I-76-8-(12), Benjamin Franklin Bridge to Kaighn Avenue, Parcel 869, former owners, Joel and Esther Tisby.

An agreement was approved by the Assistant Commissioner, Highways, on May 14, 1969, and subsequently by reason of the owners entitlement to additional benefits, a replacement housing additive was established in the amount of $2,600. The owners complied with the State's regulations in that they purchased and occupied decent, safe, and sanitary housing within a period of one year and submitted the required application for supplementary payment. A representative from the state of Ohio inspected the housing on September 28, 1971, and certified that the replacement housing is decent, safe, and sanitary.

Authority is requested to pay the replacement housing bonus in the amount of $2,600. (October 20, 1971)

Right of Way
Route 78, Section 5E

91 There are presented report and appraisal with map and description on Route 78, Section 5E, Federal Aid Project I-78-5-(4), from Garden State Parkway to Lyons Avenue, Parcel 156, Retainers, Inc., a New Jersey Corporation.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of the parcel and remnant in fee simple, subject to any public utilities existing on the premises. The registered Fair Market Value Determination is $27,000., and the value of the remnant is $1,000., which was offered to and refused by the owner's agent who demanded $40,000., which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking, and to deposit with the court $28,000.

Upon taking of possession authority is requested to dispose of the fencing to the road contractor by public auction or sealed bids. **(October 20, 1971)**

Right of Way
Route 90 Freeway, Section 2

92 There is presented again the matter of acquisition of property on Route 90 Freeway, Section 2, From U.S. 130 to Camden Avenue. Condemnation proceedings were previously authorized on February 2, 1971 for parcel 31B and for parcels 31D, 31E, 31F and UE31G, in the name of Lexington Manor Company, a New Jersey Corporation and parcels 32A and UE32B, in the name of North Crescent Development Company, a New Jersey Corporation as three separate cases at which time the State's total Fair Market Value of $1,986,000. was offered to and refused by the owner who requested the matter be submitted for litigation. Complaints, Declarations of Takings were filed and deposits totaling $1,986,000. were made and withdrawn by the owner.

Subsequently, after a title search our Title Bureau advised that parcels 32A and UE32B in the name of North Crescent Development Company, a New Jersey Corporation were owned by Lexington Manor Company, a New Jersey Corporation. Our engineers also advised that the owner's remainder was incorrect as shown on the Right of Way Plans and the maps were corrected showing the reduced remaining area.

The parcels were appraised as of the complaint date which resulted in the fair market value being registered in the sum of $1,718,000. which was offered to and refused by the owner who demanded the original Fair Market Value of $1,986,000. which is considered excessive.

It is therefore recommended that the complaints on file be consolidated and amended to substitute the consolidated map and descriptions of parcels 31B, 31D, 31E, 31F, UE31G, 32A, and UE32B in the name of Lexington Manor Company in the place and instead of those previously filed.

The owner has withdrawn the previous deposits in the total amount of $1,986,000. The State is thus unable to withdraw from Court the sum of $268,000. which is the difference between the previous deposit and the present fair market value. Should the ultimate award or judgment be rendered in an amount less than the deposit, the State is entitled by statute and affidavit of the condemnee to a return of the difference plus legal interest. **(October 20, 1971)**

Right of Way
Route 178 Freeway, Section 1

93 There are presented report and appraisal with map and description on Route 178 Freeway, Section 1, from Route 24 to Routes 10 & 53 Interchange; Parcel 15, Charles Tartaris & Mary Tartaris, h/w.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $29,000., and the Replacement Housing Bonus is $5,000., which was offered to and refused by the owners who demanded $38,500., which is considered excessive.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $29,000.

Further authority is requested to dispose of the dwelling to the road contractor by public auction or by sealed bids. **(October 20, 1971)**

Right of Way
Route 178 Freeway, Section 1

94 There are presented report and appraisal with map and description on Route 178 Freeway, Sectionl, From Route 24 To Routes 10 & 53 Interchange; Parcel R28, Nathan P. Jacobs & Bess Jacobs, h/w.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $3,000, which was offered to and refused by the owners who demanded $10,000, which is considered excessive.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $3,000.
(October 20, 1971)

Right of Way
Route 287, Section 7

95 There is presented again the matter of acquisition of property on Route 287 Section 7, Federal Aid Project I-287-2-(2), From Passaic River to Annin Road. Condemnation proceedings were previously authorized on April 23, 1965, at which time the owners demand was considered excessive.

Continued negotiations have resulted in the execution of a Bargain and Sale Deed which provides as follows;

Parcel 109 Erie Lackawanna Railway Company Consideration $14,350.

The parcel has been appraised and the Reviewer's re-registered Fair Market Value determination is $14,350. It is recommended that this Deed be accepted by the Commissioner and that payment be made in the sum of $14,350. upon approval of Title by our Chief Title Officer.

It is further recommended that condemnation proceedings previously authorized be discontinued.

Authority is requested to withdraw the deposit of $14,350. heretofore made into the Superior Court under the declaration of taking. (October 20, 1971)

Right of Way
Route 295, Section 7

96 There is presented again the matter of condemnation of property on Route 295, Section 7, Federal-aid Project I-295-2-(45), From Crosswicks Creek to Route 33. Condemnation proceedings were previously authorized for Parcel 94M, Township of Hamilton, on November 12, 1970, at which time the owner's demand was considered excessive.

Subsequently, on the advice of the Title Bureau the parcel was subdivided by our engineers. The parcel designations are now 94M1, 94M2 in different ownerships.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of Parcel 94M1 plus Remnant, Township of Hamilton, in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $550. was offered to and refused by the owner's attorney who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $550.

Further authority is requested to rescind the commission action dated November 12, 1970 which authorized condemnation proceedings for Parcel 94M.
(October 20, 1971)

✓

Right of Way
Route 295, Section 7

97 There are presented report and appraisal with map and description on Route 295, Section 7, Federal-aid Project I-295-2-(45), From Crosswicks Creek to Route 33, Parcel UE148C, John Szefczyk, single, Executor of the Estate of Eva Szefczyk.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $250. was offered to the owner's agent who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $250.

Said Parcel UE148C being required to relocate the facilities of Public Service Electric and Gas Company, authority is requested to convey Parcel UE148C to this utility company at such time as a utility change order providing for this conveyance has been secured by the Engineer of Utilities. (October 20, 1971)

✓

Right of Way
Route 295, Section 7

98 There is presented again the matter of condemnation of property on Route 295, Section 7, Federal-aid Project I-295-2-(45), From Crosswicks Creek to Route 33, Parcels 165 and 166, James J. Doherty and Ann Doherty, h/w.

Condemnation proceedings were previously authorized on December 10, 1970 at which time the State's registered Fair Market Value of $15,000. was offered to and refused by the owners, whose demand of $25,000. was considered excessive.

Subsequently, an appraisal updating to the date of complaint resulted in the Fair Market Value being re-registered in the amount of $17,500. which was offered to and refused by the owners, whose demand of $25,000. is considered to be excessive.

Authority is requested to deposit an additional $2,500. with the court which when added to the amount of $15,000. previously authorized for deposit will equal the re-registered Fair Market Value of $17,500. There has been no deposit made to date since possession has not been required. (October 20, 1971)

✓

Sale of Land
Route 24F, Section 12

99 There is presented the matter of the Public Sale held on September 30, 1971, for the land located on Route 24F, Section 12, Project #U-204(6), from River Road to Route 78, Springfield Township, New Jersey.

Parcel	Name of Bidder	Amount of Bid	Amount of Deposit
X161B2	Jerome J. Donovan	$250.00	$175.00

It is recommended that the bid, in the amount of $250.00, be approved and that upon approval of said bid, a Deed, without warranty, be executed for the conveyance of this property. (October 14, 1971)

Sale of Land
Route 80, Section 5K

100 There is presented the matter of the Public Sale held on September 30, 1971, for the land located on Route 80, Section 5K, Project #I-80-5-(12), from New Jersey to New York Railroad (Erie) at Hackensack to Hackensack River, South Hackensack, New Jersey.

Parcel	Name of Bidder	Amount of Bid	Amount of Deposit
X25C2	Tension Realty Corp.	$1,150.00	$400.00

It is recommended that the bid, in the amount of $1,150.00, be approved and that upon approval of said bid, a Deed, without warranty, be executed for the conveyance of this property. **(October 14, 1971)**

Sale of Building
Route 38, Section 14

101 There is presented a Bid Acceptance Proposal pursuant to the Public Sale held on September 30, 1971, for the building located on Route 38, Section 14, from Route 34 to Route 35, Parcel 14.

Parcel	Name of Bidder	Amount of High Bid	Amount of Deposit
14	Ilma [illegible]. Kerr	$4,000.	$1,100.

It is recommended that the bid in the amount of $3,550 be approved, the proposal accepted, duly executed, and the successful bidder be authorized to remove the dwelling upon his complete compliance with the provisions of said Bid Acceptance Proposal.

Authority is requested to return the performance guarantee money to the successful bidder after certification that he has complied with the terms and conditions of the sale.
(October 14, 1971)

Appraisal Contract
Appraisal Consultants, Inc.
Route 20 Freeway, Section 2

102 On January 14, 1969 the Commissioner approved a contract with Appraisal Consultants, Inc. to appraise a number of parcels on Route 20 Freeway, Section 2. The engineers have since forwarded to the Right of Way Division an additional parcel which must be appraised.

Authority is requested to modify the contract by addition of the attached amendment which is submitted with the recommendation that it be approved and executed by the Commissioner.

Parcel to be added - 427, fee $700 **(October 20, 1971)**

Appraisal Contract
Bond, Plank & Geary, Inc.
Route 76, Section 1

103 Under date of April 4, 1966 the Deputy State Highway Commissioner approved a contract with Bond, Plank & Geary, Inc. to appraise a number of parcels on Route 76, Section 1. Included in the contract were Parcels 921A, 921B and 922 on which an appraisal has been submitted. It is now necessary to secure an updated appraisal to the complaint date.

Bond, Plank & Geary who made the appraisals on this contract has since been dissolved and is presently reorganized under the name of Robert W. Plank & Associates. Bond, Plank & Geary has transferred its interest to the new organization and all work on this contract is now being performed by Robert W. Plank & Associates.

Authority is requested to modify the contract by addition of the attached amendment which is submitted with recommendation that it be approved and executed by the Commissioner.

Authority is also requested to rescind previous action approving the updated appraisal of Parcel 994 plus remnant. An agreement has been secured in this case and the appraisal is no longer required.

Parcels to be updated - 921A, 921B & 922, fee $750

Parcel to be cancelled - 994 plus remnant, fee $350
(October 20, 1971)

Appraisal Contract
Jackson- Cross Company
Route 80, Sections 3A and 3B

104 On March 24, 1965 the Deputy State Highway Commissioner approved a contract with Jackson-Cross Company to appraise a number of parcels on Route 80, Sections 3A & 3B. Included in the contract was Parcel 18B on which an appraisal has been submitted. A reappraisal is now required because of map change.

Authority is requested to modify the contract by addition of the attached amendment which is submitted with recommendation that it be approved and executed by the Commissioner.

Parcel to be added - R18B, fee $300
(October 20, 1971)

Appraisal Orders

105 There are presented the following Appraisal Orders:

Date	Order NO.	Appraiser	County	No. of parcels	Fee
10/12/71	1971-A-412	Stephen E. Segal	Burlington	1	$50
"	413	John A. Borden	Gloucester	1	1,200
10/13/71	414	James Gunning	Middlesex	2	2,500
"	415	Joseph H. Martin	"	2	2,500

Approval is recommended. **(October 20, 1971)**

Appraisal Orders

106 There is presented the matter of certain appraisal orders previously approved as follows:

1971-A-139 to Seymour Tuschak. This order was for a revised appraisal of Parcel R13, Route 206, Section 5. A legal decision required that we proceed with the original taking area. This order is therefore not required and authority is requested to rescind previous action approving this order.

1971-A-229 to Seymour Simon. This order was for an appraisal of Parcels R86A & 86B on Route 18 Free., Section 8. An agreement was secured in this case and the appraisal is no longer required. Authority is requested to rescind previous action approving this order.

1971-A-273 to Warren W. Orpen. This order was for an addendum appraisal of Parcel 56B on Route 295, Section 8. Because of supplemental data received it was determined that a reappraisal was required and a new order must be issued. Authority is requested to rescind previous action approving this order.

1968-A-557 to Franklin Hannoch, Sr. This order was for an appraisal of Parcels T34A, T34B, T34C, T34D, T34E & T34F on Route 78, Section 5H, Department of Conservation & Economic Development. Mr. Hannoch is serving as a consultant to the Green Acre Program, a branch of the Department of Conservation & Economic Development, and since this might be construed as a conflict of interest he has requested that the order be cancelled. Authority is therefore requested to rescind previous action approving this order.

1971-A-152 to Stephen M. Segal. This order included, among other items, a revised appraisal for Parcel R13, Route 206, Section 5. A legal decision required that we proceed with the original taking area. The order for Parcel R13 is therefore not required and authority is requested to rescind that portion of previous action pertaining to Parcel R13. (October 20, 1971)

Legal Items

Right of Way
Route 20 Freeway, Section 3

107 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 20 Freeway Section 3, Parcel 45, owned by John Blair; et al.

The complaint in this matter was filed August 20, 1970. No deposit was made into court.

At the hearing, the owners did not appear nor were they represented by counsel. The State testified to the re-registered Fair Market Value of $1,600.00.

The Report of Commissioners was in the amount of $1,600.00. It is recommended that said award be accepted and paid plus any interest that may be due as computed by the Title Bureau.
(October 21, 1971)

Right of Way
Route 72, Section 7

108 There is presented here the matter of the Judgment entered against the State in the condemnation of property on Route 72, Section 7, Parcel L21C, owned by James L. Bates.

At the trial before a jury the State presented testimony in the amount of $3,825 which was the Fair Market Value. The property owner offered testimony in the amount of $36,257.

The Complaint was filed on December 3, 1969, the Declaration of Taking was filed on December 22, 1969 and a deposit of $3,600 was made on that date. The jury verdict was in the amount of $12,500. The owner appealed the Judgment to the Appellate Division.

It is recommended that the jury verdict be approved and that the additional payment be made into court to prevent the running of interest during the disposition of the owner's appeal.
(October 15, 1971)

Respectfully submitted,

Jean G. Schwartz
Jean G. Schwartz
Acting Secretary

I hereby certify that the Approvals set forth in this Schedule were approved as indicated and recommend that such actions be ratified and confirmed.

Jean G. Schwartz
Jean G. Schwartz
Acting Secretary, Department of Transportation

The Approvals as indicated in this Schedule are hereby ratified and confirmed.

J. C. Kohl
John C. Kohl
Commissioner of Transportation

NO. 40 - 1971

STATE OF NEW JERSEY
DEPARTMENT OF TRANSPORTATION
TRENTON

SCHEDULE OF APPROVALS - OCTOBER 29, 1971

Administration Items

1

Route 195, Section 1C and 2B
I-195-8(17)65

It is recommended that a total commitment of $14,060,400.00 with Federal Interstate funds of $12,223,530.00 be made on the Department of Transportation records as of October 15, 1971. This set up of funds as a commitment is based upon the Federal Highway Administration's amended authorization to advertise the subject project, a copy of which is attached.

This amended approval and authorization increases the total estimated cost to $14,060,400.00 with Interstate funds committed in the amount of $12,223,530.00.
(October 27, 1971)

2

Claims - Settlement

The Department of Transportation has a claim against Robert P. Anderson and Joyce Anderson arising out of an accident occurring on July 17, 1956 resulting in damage to Department Truck HY 4123 being operated by Percy Rudrow. As the result of said accident, the department's truck was damaged and a claim was set up against the Andersons for the sum of $1,000.

The debtors at the time of the accident were insured for liability and property damage through the Atlas Insurance Company which subsequently went into receivership. A claim was filed with the receiver in the total amount of $1,116.50. This figure included $1,000 for the damage sustained by the department vehicle, as well as, $116.50 for medical treatment rendered three department employees who sustained personal injuries in the accident in question.

The department's claim in the total amount of $1,116.50 was accepted and approved by the court. I am attaching, hereto, copy of our Proof of Claim, as well as, notice received from the Register of the Circuit Court, both of which are self-explanatory. The notice from the Register of the Circuit Court was accompanied by the receiver's check #00411 in the amount of $88.80 which represents the first and final distribution of the claim filed by the department which was filed and approved by the court for the sum of $1,116.50. This check represents .07953 of the net amount available for distribution of approved claims.

Inasmuch as this is the first and final distribution of funds, it is our recommendation and in accordance with Mr. Levine's memorandum attached, hereto, and the approval of Deputy Attorney General David A. Beiderman that this check in the amount of $88.80 be accepted in full settlement of the department's claim arising out of this accident.
(October 26, 1971)

3

Claims - Settlement

The Department of Transportation is carrying a claim against Hubert and Agnes Shirm in the amount of $86.00 covering the cost of repairing department vehicle bearing Reg. TD 760 which was damaged in an accident occurring on April 17, 1970 involving a vehicle owned by Hubert Shirm, being operated by Agnes M. Shirm.

Upon presenting the department's claim, we received a reply from the insurance carrier representing the Shirms that their investigation did not disclose that their assureds were legally liable for the accident and for that reason would be unable to make a payment in connection with the state's damages. Subsequent negotiations by the Claims Bureau have been successful in having the insurance carrier meet us half way in connection with this claim. The accident occurred at a traffic circle and there were no witnesses other than the drivers involved.

Giving due consideration to the small amount involved and the cost to the department in the event of suit, it is our recommendation and in accordance with Mr. Levine's memorandum attached, hereto, and the approval of Deputy Attorney General David A. Biederman that the offer of $43.00 be accepted in full settlement of this claim. (October 26, 1971)

Construction Items

Route 70, Section 2B

4 Berenato & Cioffi, Inc., 36 West Church Street, Blackwood, New Jersey, completed all work under their contract for Route 70(1953), Section 2B on August 14, 1970.

The project has been inspected and found satisfactory for Final Acceptance.

It is recommended that the project be finally accepted and final payment be authorized in accordance with the As-Built Quantities.

It is further recommended that the sum of $1,000 be deducted representing liquidated damages for 10 Calendar Days at $100 per day for the period of August 5, 1970 to August 14, 1970, both inclusive.(October 26, 1971)

5 Demolition of Buildings, Contract No. 1 (1970)

Interstate Wrecking Company, Inc., Springfield, New Jersey, contractor on subject project, completed all work under the contract on August 24, 1971.

The project has been inspected and found satisfactory for Final Acceptance.

It is therefore recommended that the project be finally accepted and final payment authorized in accordance with the As-Built quantities. (October, 29, 1971)

Design Items

Route 48 (1953), Section 1A

6 Approval is recommended of the plans and specifications and authority to advertise for realignment and bridge on Route 48 (1953), Section 1A, from West of Oak Lane Road to New Jersey Turnpike, in the Township of Upper Penns Neck, Salem County. (October 29, 1971)

Agreement
Route 80, Section 3G-2
Township of Parsippany-Troy Hills

7 Approval and execution is recommended of the attached Agreement dated October 14, 1971, between the Township of Parsippany-Troy Hills of Morris County and the State of New Jersey covering understandings in connection with the construction of Interstate Route 80, Section 3G-2 wherein the State is planning to construct a pedestrian overpass. Inasmuch as the Township has proposed an extension of said overpass, it has agreed to share in the cost of constructing subject overpass.

The Township will convey to the State at no cost to the State, the necessary lands needed for the pedestrian overpass. In addition, the Township upon execution of this Agreement will deposit with the State the sum of $30,000. as its estimated cost to the State for the construction. (October 27, 1971)

Jurisdictional Agreement
Route 45
Salem County Board of Chosen Freeholders

8 Approval and execution is recommended of the attached Agreement dated October 14, 1971, between the County of Salem, Board of Chosen Freeholders and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 45, more particularly to construct roads connecting Route 45 with the Woodstown Swedesboro Road and with the Woodstown Harrisonville Road, Boro of Woodstown, Salem County. (October 27, 1971)

Drainage Improvement
Route 287
Bridgewater Township

9 Approval is recommended to establish a contract to correct a drainage problem on the approach to the Route 287 Underpass at Cedar Brook Road, Bridgewater Township where an undersized cross drain is causing flooding on the upstream side. To remedy this situation, it is recommended that another pipe be jacked under the embankment to provide needed additional capacity. The estimated cost to do this work is $20,000. (October 22, 1971)

Services - Engineering
A. G. Lichtenstein and Associates, Inc.

10 Approval and execution is recommended of the attached Agreement dated October 13, 1971, between A. G. Lichtenstein (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the conducting a comprehensive survey to determine the safety and performance of nine (9) structures at various locations throughout the State as enumerated in the attached Agreement.

The Consultant will be reimbursed for his services as follows:

Lump Sum Fee	$ 8,100.
Motor Vehicle - Printing - Use of Equipment, Tools and Labor	1,400.
Contingencies	1,000.
Recommended total amount to be set up	$10,500.

(October 22, 1971)

Take Over - Cape May Co. Route 585
City of North Wildwood & Township of Middle
Cape May County(Will be known as State Rt. 147)

11 **Approval and execution is recommended of the attached Determination and Order taking over that portion of Cape May County Route 585 from State Route 9 at Burleigh in Cape May County and extending southeasterly to the northwesterly line of the City of North Wildwood, as legislated by Chapter 23 of the Laws of 1971. This route will be known as State Route 147.**
(October 26, 1971)

Utilities - Route 195, Sec. 1C & 2B
Garden State Water Company

12 Approval and execution is recommended of the attached Agreement dated September 30, 1971, between the State of New Jersey and the Garden State Water Company covering understandings in connection with the State's construction of Freeway Interstate 195, Section 1C&2B, in the Township of Washington, County of Mercer, which traverses through the franchise jurisdiction of the Company and where they propose to expand their facilities for future use.

The Company will construct all portions of their expanded water facilities, including those portions contained within structures, at their own cost. (October 26, 1971)

Utilities - Route 202 Freeway, Section 20B
New Jersey Power and Light Company

13 Approval and execution is recommended of the attached Order (PUO-9-202-20B), issued to the New Jersey Power and Light Company covering understandings in connection with the State's construction of Route 202 (Freeway) Section 20B, located in the City of Lambertville and the Townships of East Amwell and West Amwell, County of Hunterdon, which construction will require relocation of certain existing electrical facilities owned and operated by the Company.

The utility Company is to be reimbursed for the actual cost of removal and relocation work, at an estimated cost (including contingencies) of $229,300.00. (October 27, 1971)

Maintenance Items

Bridge Painting Contract #6 (1971)

14 Painting contractor J. I. Hass Co., Inc., has completed all work for Bridge Painting Contract #6 (1971), painting of the General Pulaski Skyway, Route U.S. 1 & 9, Town of Kearny and City of Newark, Hudson and Essex Counties, in a satisfactory manner.

Date of completion is October 20, 1971. The number of working days to complete this work was 64; the time allowed under contract was 120.

It is herewith recommended that the work be accepted and that final payment be made to the contractor upon completion of the usual formalities.

Upon approval of this action, the original is to be forwarded to Accounting for processing. (October 29, 1971)

Planning and Research Items

15 Route 3 Urban Corridor Study

The Department has an agreement pending with Tri-State Regional Planning Commission to conduct a major study involving the Route 3 Urban Corridor Area. This study is to be funded with 100% Federal funding provided through a grant to Tri-State by the U. S. Department of Transportation, Urban Mass Transportation Administration.

To facilitate conducting the various phases of the Route 3 Urban Corridor Study, it is proposed that the phase involving "Route 3 Traffic Surveillance and Control Demonstration Project" be separated from the overall project. This phase will involve a study of ramp controls, traffic control and other aspects for improving traffic volume and flow. The sub-project will be identified as Project 2891508 in the Division of Research and Development. Certain aspects of this project will be sub-contracted to consulting agencies.

To establish the necessary funding required to perform the work, it is requested the attached Form BB-4, "Application for Non-State Funds," be approved, signed and forwarded to the Treasurer, State of New Jersey. All charges incurred in the conduct of this sub-project will be reimbursable, to a ceiling of $250,000.00, through appropriate billing to Tri-State Regional Planning Commission.
(October 26, 1971)

16

Demonstration of Joint Use Park-and-Ride

The Department has an agreement pending with Tri-State Regional Planning Commission to conduct a major study involving the Route 3 Urban Corridor Area. This study is to be funded with 100% Federal funding provided through a grant to Tri-State by the U. S. Department of Transportation, Urban Mass Transportation Administration.

To facilitate conducting the various phases of the Route 3 Urban Corridor Study, it is proposed that the phase involving "Demonstration of Joint Use Park-and-Ride" be separated from the overall project. This phase will involve mutual agreement and support from agencies owning large parking facilities and bus transportation companies wherein drivers will be permitted to park their personal automobiles and to ride into New York City in buses. The sub-project will be identified as Project 2892508 in the Division of Research and Development.

To establish the necessary funding required to perform the work, it is requested the attached Form BB-4, "Application for Non-State Funds," be approved, signed and forwarded to the Treasurer, State of New Jersey. All charges incurred in the conduct of this sub-project will be reimbursable, to a ceiling of $85,000.00, through appropriate billing to Tri-State Regional Planning Commission.
(October 29, 1971)

Public Transportation Items

Agreement
Pullman Standard
Commuter Cars - Erie Lackawanna Railroad

17 Your approval is requested to appropriate additional funds in the amount of $800,000 incurred through change orders number 1 to 7 inclusive to the Pullman Standard Agreement dated July 16, 1969 for the construction of 105 commuter cars for use on the Erie Lackawanna Railroad.

This increase to the amount of contract was approved by Resolution at the August 14, 1970 Commuter Operating Agency meeting.

Funds in the amount of $800,000 are available in acount #WBB 630-903-770.

Please forward original to the Office of Fiscal Management. (October 29, 1971)

Agreements
Atlantic City Transportation Co. and
Atlantic County Improvement Authority
1972 Bus Subsidies

18 Execution of agreements dated October 1, 1971, between the State of New Jersey, acting by and through the Commuter Operating Agency, and the Atlantic City Transportation Company and the Atlantic County Improvement Authority providing for the furnishing of certain bus passenger service until December 31, 1971 pursuant to the provisions of Chapter 134, Laws of 1969, as amended, at a cost not to exceed $132,000 of which the Atlantic County Improvement Authority has agreed to reimburse the State 25 percent or $33,000.

Resolution adopting this action was unanimously approved at the Commuter Operating Agency meeting on October 6, 1971.

Funds in the amount of $132,000 are available in account SKB-63202-600-100-502 for this purpose.

Please forward original copy of this action to the Director of Fiscal Management.

State Share	$ 99,000
County Share	33,000
	$132,000

(October 26, 1971)

19

Agreement
Trenton Station
Penn Central Rehabilitation and Reconstruction

Execution of an agreement dated April 1, 1971 between the State of New Jersey acting by and through the Commuter Operating Agency and George P. Baker, Richard C. Bond, Jervis Langdon, Jr., and Willard Wirtz, Trustees of the Property of Penn Central Transportation Company, Debtor, authorizing Penn Central Transportation Company to award a contract for the rehabilitation and reconstruction of Trenton station, such contract to be limited to bid items #1 and #3, to the D. M. Hunt Construction Company, Philadelphia, Pennsylvania as low bidder on this project with the cost to be paid by the State and for design work, supervision of construction and additional rehabilitation and reconstruction of the Trenton passenger station by railroad forces. The total cost to the State for the work to be done by D. M. Hunt Construction Company and Penn Central Railroad not to exceed $1,773,003.

Resolutions with regard to this project were unanimously approved by the Commuter Operating Agency at its meetings on May 24, 1971 and October 6, 1971.

Funds in the amount of $1,773,003 are available in account WBB-630-983-769 and WBB-630-906-770.

Please forward original copy of this action to the Director of Fiscal Management.

(October 26, 1971)

20

Agreement - Boro of Metuchen
Metuchen Station

Execution and approval of an agreement dated October 12, 1971 between the State of New Jersey acting by and through the Commuter Operating Agency and the Borough of Metuchen which provides procedures by which State and Borough will carry out the construction of new passenger station with high level platforms, improved street access and television protection. This project is covered by a Federal capital improvement grant contract with the Urban Mass Transportation Administration. The Federal Government has committed $1,014,106 to this project, the State $411,947 and by this contract the Borough is committed to spend $95,107 of their funds toward this project specifically for street access in the vicinity of Metuchen station and for television protection of the station.

The Commuter Operating Agency at its October 6, 1971 meeting unanimously authorized this action.

No State funds are involved for the purpose of this contract.

Please forward original copy of this action to the Director of Fiscal Management.

(October 26, 1971)

21 Penn Central Easement Agreement
Trenton Station

Execution of an agreement dated April 1, 1971 between the State of New Jersey acting by and through the Commuter Operating Agency and George P. Baker, Richard C. Bond, Jervis Langdon, Jr., and Willard Wirtz, Trustees of the Property of Penn Central Transportation Company, Debtor, providing for the rehabilitation and reconstruction of the Trenton station and the granting of temporary and permanent easements by the Railroad to the State for the above purposes and for use and operation of said station.

A resolution with regard to this project was unanimously approved by the Commuter Operating Agency at its May 24, 1971 meeting.

No expenditure of funds by the State is directly committed by this agreement.

Please forward original copy of this action to the Director of Fiscal Management. (October 26, 1971)

Traffic Engineering Items

22 Highway Safety Lighting -
Reimbursement - Program 7

Approval is recommended to modify the present reimbursement highway safety lighting program by increasing the rate of reimbursement to local government in an amount equal to the recent street lighting rate increases granted the various utility companies by the Public Utilities Commision. Approximate increase in the cost of this program will be $40,000. (October 26, 1971)

23 Signs - School Crossing - Route 29
City of Lambertville

It is recommended that the attached agreement, which provides for the Electrical Bureau to install two (2) flashing "school crossing" signs on Route 29 north and south of the intersection of Route 29 Vicinity of Buttonwood Street (Lambertville School), City of Lambertville, Hunterdon County, be approved. The State's share of the estimated cost will be $1,565 and there will be an annual maintenance cost to this Department of $50. (October 26, 1971)

24 Signals - Traffic - Route US206
Hamilton Township - Mercer County

Approval is recommended for the installation of traffic control signals at the intersection of Route US206 and Ruskin Avenue, Hamilton Township, Mercer County, as shown on the attached plan TS-2197. This installation conforms with the provisions of Title 39 of the Revised Statutes as amended and supplemented. The total estimated cost for the traffic signal installation is $6,380. There will be an annual maintenance cost to this Department of $240 and an annual electric current cost of approximately $250. (October 26, 1971)

1558

25

Traffic Signal Approval

In accordance with the provisions of R.S. 39:4-120 (as amended), it is recommended that the traffic signals and the regulatory signs and markings necessary for the proper operation of the signals, be approved at the following intersections:

ROUTE	INTERSECTION	MUNICIPALITY	COUNTY	DRAWING NO.
US30	Merchant St	Audubon Boro	Camden	TS 2218
US30	Kings Highway	Audubon Boro & Haddon Hgts	Camden	TS 1312 A
US30	Cuthbert Rd	Audubon Boro, Haddon Twp, and Oaklyn Boro	Camden	TS 534 A
US30	South Ave	Lindenwold Boro	Camden	TS 2219
US30	Warwick Rd	Magnolia Boro	Camden	TS 2223
US30	Spring Garden Rd	Winslow Twp	Camden	TS 2251
35	(Maple Pl & May St)	Keyport	Monmouth	TS 1662 A
US40	N. & S. Boulevard	Buena Boro	Atlantic	TS 2234
US40	Main St & Rt. 50	Mays Landing & Hamilton Twp	Atlantic	TS 718 B
US40	Doughty Rd	Pleasantville	Atlantic	TS 2243
US40	Main Rd (Co. Rd. 555)	Franklin Twp	Gloucester	TS 1100 A

(October 26, 1971)

26

Traffic Signal Approvals

In accordance with the provisions of R.S. 39:4-120 (as amended), it is recommended that the traffic signals and the regulatory signs and markings necessary for the proper operation of the signals, be approved at the following intersections:

ROUTE	INTERSECTION	MUNICIPALITY	COUNTY	DRAWING NO.
US40	N. Main St	Elmer Boro	Salem	TS 2244
44	Red Bank Ave	W. Deptford Twp	Gloucester	TS 1418 A
47	Mulberry St	Millville City	Cumberland	TS 2247
47	Broad St	Millville City	Cumberland	TS 2245
47	Coles Mills-Porchtown Rds	Franklin Twp	Gloucester	TS 804 A
47	Old Delsea Drive	Franklin Twp	Gloucester	TS 2036 A
47	Cooper Ave	Deptford Twp	Gloucester	TS 802 A
47	Broadway	Westville	Gloucester	TS 803 A
49	Third St	Millville City	Cumberland	TS 806 A
49	Main St & Pittsfield St (Ferry Rd)	Pennsville	Salem	TS 2248
54	Egg Harbor Rd	Hammonton	Atlantic	TS 034 A
70	Springdale Rd	Cherry Hill Twp	Camden	TS 1454 C
77	Co. Rd. 30 (Parsonage Rd)	Upper Deerfield Twp	Cumberland	TS 853 A
295	Ramp X & Haddonfield-Berlin Rd (Co. Rd. 561)	Cherry Hill Twp	Camden	TS 2143

(October 27, 1971)

Local Government Aid Items

Railroad Avenue, SU264(1)
Monmouth County

27 It is recommended that the attached Project Agreement Modification be approved and executed in duplicate. This modification will increase federal funds to include costs for alterations to a sewage treatment plant to accommodate the construction of Railroad Avenue, Monmouth County, Federal Aid Secondary Project SU264(1). Total estimated cost of this work is $43,890.00 to be financed with 50% from federal funds and 50% from Monmouth County. (October 29, 1971)

County Aid Construction
Clark Township - Union County

28 Approval is recommended of acceptance and authorization of final payment of $43,141.07, State's share, for the improvement of Oak Ridge Road Bridge, Township of Clark, Union County, U-7(C)S-68, completed by contract including audit fee at a total cost of $86,777.15. County Aid Construction. (October 27, 1971)

State Aid Road System
City of Bayonne - Hudson County

29 Approval is recommended of the request by the Board of Chosen Freeholders of the County of Hudson to transfer the sum of $160,000 1968 State Aid Road System Funds from the $3,000,000 of 1968,69,70 and 71 State Aid Road System Funds allocated for the reconstruction of John F. Kennedy Memorial Boulevard, H-2(C)S-68 to John F. Kennedy Memorial Boulevard, Section 3, H-3(C)S-68. State Aid Road System. (October 29, 1971)

State Aid Road System
Salem County

30 **Approval is recommended for the payment in the amount of $8,000.00 as the State's share in the cost of the comprehensive bridge inspection on 31 bridges in Salem County. S-1(C)S-69 State Aid Road System.** (October 29, 1971)

State Aid Road System
Union County

31 Approval is recommended of the request from Union County to transfer $3141.07 of 1968 State Aid Road System funds from Clover Lane Bridge, U-8(C)S-68 to Oak Ridge Road Bridge #12, U-7(C)S-68. State Aid Road System. (October 27, 1971)

Municipal Aid - Absecon City
Atlantic County

32 Approval is recommended of the request from Absecon City, Atlantic County to transfer $1744.06 of 1968 Municipal Construction funds from Highland Boulevard, A-19X-67 to Highland Boulevard, Section 2, A-1-70. Municipal Aid. (October 27, 1971)

Municipal Aid - Galloway Township
Atlantic County

33 Approval is recommended of the action taken by the Township Committee of Galloway Township, Atlantic County, in rejecting the bids as received on September 20, 1971 for the construction of Second Avenue, Section 2, A-10-69, due to the bids being in excess of the estimated cost.

To be readvertised. (October 29, 1971)

Municipal Aid - Township of Teaneck
Bergen County

34 Approval is recommended of acceptance and authorization of final payment of $1,844.00, State's share, for the improvement of Beverly Road and Suffern Road, Township of Teaneck, Bergen County, B-13F-70, completed by contract at a total cost of $9,667.40. Municipal Aid. (October 29, 1971)

Municipal Aid - Gloucester Township
Camden County

35 Approval is recommended of acceptance and authorization of final payment of $27,996.40, State's share, for the improvement of Asyla Road, Section 1, Township of Gloucester, Camden County, C-14A-67, completed by contract at a total cost of $31,570.70. Approval is also recommended of deducting $1,081.23 from the total cost of construction due to non-conformance to the Job Mix Formula, and Specified Thickness Requirements of the Bituminous Concrete Pavement, and $360.06 was deducted via Change Order #1 for Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (October 27, 1971)

Municipal Aid - Lindenwold Borough
Camden County

36 Lindenwold Borough, Camden County, received three bids on September 9, 1971 for the construction of Homesite and Tenth Avenues Int., C-7F-71. The recommendation of the Borough is to make the award of contract to J. D. Excavating, Rt.73, Berlin, N.J. on his low lump sum bid of $2869.28 for Bituminous Surface Treatment. Approval is recommended. Municipal Aid. (October 27, 1971)

Municipal Aid - Fairfield Township
Cumberland County

37 Approval is recommended of the request from Fairfield Township, Cumberland County to transfer $2007.38 of 1969 Municipal Construction funds from Clark's Pond Road, Section 4, Cu-5-69 to Waldan's Drive, Section 2, Cu-5-71. Municipal Aid. (October 29, 1971)

Municipal Aid - City of Vineland
Cumberland County

38 Approval is recommended of acceptance and authorization of final payment of $70,000.00, State's share, for the improvement of Union Road, City of Vineland, Cumberland County, CU-2S-69, completed by contract at a total cost of $119,551.32. Approval is also recommended of deducting $529.62 from the total cost of construction due to non-conformance to the Job Mix Formula of the Bituminous Concrete Pavement. Municipal Aid. (October 29, 1971)

Municipal Aid - City of Vineland
Cumberland County

39 Approval is recommended of acceptance and authorization of final payment of $46,212.71, State's share, for the improvement of Chestnut Avenue, City of Vineland, Cumberland County, CU-2S-68, completed by contract at a total cost of $92,425.42. Approval is also recommended of deducting $3,067.26 from the total cost of construction due to non-conformance to the Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (October 29, 1971)

Municipal Aid - Harrison Township
Gloucester County

40 Approval is recommended of the request of Harrison Township, Gloucester County to transfer $1169.36 of 1969 Municipal Construction funds from Woodland Avenue, Section 4, Gl-8-69 to Woodland Avenue, Section 5, Gl-8-70. Municipal Aid. (October 27, 1971)

Municipal and Extraordinary Aid
West Deptford Township - Gloucester Co.

41 Approval is recommended of plans and supplementary specifications for the construction of Pleasant Valley Drive and Drainage, West Deptford Township, Gloucester County, Gl-21A-70. Municipal Aid and Extraordinary Aid. (October 26, 1971)

Municipal Aid - Township of Princeton
Mercer County

42 Approval is recommended of acceptance and authorization of final payment of $52,380.05, State's share, for the improvement of Great Road, Section 1 and Drainage, Township of Princeton, Mercer County, ME-6-65, completed by contract at a total cost of $61,031.00. Approval is also recommended of deducting $871.95 from the total cost of construction due to non-conformance to the Job Mix Formula of the Bituminous Concrete Pavement. Municipal Aid. (October 27, 1971)

Municipal Aid - West Windsor Township
Mercer County

43 West Windsor Township, Mercer County, received eight bids on October 8, 1971 for the construction of Penn-Lyle Road, Section 3, Me-12-70. The recommendation of the Township is to make the award of contract to J. Jingoli & Son Inc., 644 Parkway Avenue, Trenton, N.J. on their low lump sum bid of $36,127.60 for Drainage. Approval is recommended. Municipal Aid. (October 29, 1971)

Municipal Aid - South Amboy City
Middlesex County

44 South Amboy City, Middlesex County, received three bids on September 7, 1971 for the construction of Elm Street, Mi-8F-71. The recommendation of the City is to make the award of contract to Manzo Contracting Co., Box 268, Matawan, N. J. on their low lump sum bid of $4091.05 for 1½" Bituminous Concrete Type FABC-1 surface. Approval is recommended. Municipal Aid. (October 27, 1971)

Municipal and Extraordinary Aid
Red Bank Borough - Monmouth County

45 Approval is recommended of the request from the Borough of Red Bank, Monmouth County to transfer $2,424.30 of 1970 Municipal Construction funds from Monmouth Street, Mh-36-70 to Hudson Avenue Extension Mh-21X-67. (October 27, 1971)

Municipal Aid - Manchester Township
Ocean County

46 Manchester Township, Ocean County, received three bids on September 16, 1971 for the construction of Colonial Drive, Section 2, O-15-70. The recommendation of the Township is to make the award of contract to Bil-Jim Const. Co., Bennetts Mills-Van Hiesville, Jackson, N.J. on their low lump sum bid of $19,680.09 for 2" Bit. Concrete Type FABC-1, Mix #5 and Bit. Road Mix Stabilization. Approval is recommended. Municipal Aid. (October 29, 1971)

Municipal Aid - Hawthorne Borough
Passaic County

47 Approval is recommended of plans and supplementary specifications for the construction of Llewellyn Avenue, Hawthorne Borough, Passaic County, P-4F-71. Municipal Aid. (October 26, 1971)

Municipal Aid - Hawthorne Borough
Passaic County

48 Approval is recommended of the request from Hawthorne Borough, Passaic County to transfer $2689.11 of 1966 Municipal Construction funds and $10,000 of 1967 Municipal Construction funds from May Street, Section 4, P-4-66 to May Street, Section 5, P-4A-66. Municipal Aid. (October 27, 1971)

Municipal Aid - South Bound Brook Boro.
Somerset County

49 South Bound Brook Borough, Somerset County, received three bids on August 10, 1971 for the construction of Madison Street, So-17-70. The recommendation of the Borough is to make the award of contract to PIC Constr. Inc., and Arrow Contracting Co., 192 Route 22, Green Brook, N.J. on their low lump sum bid of $38,122.23 for 3" Bit. Conc. FABC-2 and 1½" FABC-1. Approval is recommended. Municipal Aid. (October 27, 1971)

Municipal Aid - Frankford Township
Sussex County

50 Frankford Township, Sussex County, received two bids on October 5,1971 for the construction of East Shore Culver Lake Road, Section 4, Su-4-71. The recommendation of the Township is to make the award of contract to D. Stamato Co. Inc., Rt. 206, Andover, N. J. on their low lump sum bid of $12,498.50 for 3" FABC-2 surface. Approval is recommended. Municipal Aid. (October 27, 1971)

Municipal Aid - Springfield Township
Union County

51 Springfield Township, Union County, received four bids on September 14, 1971 for the construction of Milltown Road, U-14-70. The recommendation of the Township is to make the award of contract to Della Pello Contr. Co. Inc., Milltown Road, Union, N. J. on their low lump sum bid of $8992.33 for 1½" FABC-1 surface. Approval is recommended. Municipal Aid. (October 27, 1971)

Municipal Aid - Alpha Borough
Warren County

52 Approval is recommended of acceptance and authorization of final payment of $20,000.00, State's share, for the improvement of Central Avenue West, Section 3, Borough of Alpha, Warren County, W-2-69, completed by contract including engineering at a total cost of $26,073.55. Approval is also recommended of deducting $260.35 via Change Order #1 from the total cost of construction due to non-conformance to the Job Mix Formula of the Bituminous Concrete Pavement. Municipal Aid. (October 29, 1971)

Municipal Aid - Franklin Township
Warren County

53 Franklin Township, Warren County, received four bids on September 20, 1971 for the construction of Willow Grove Road, W-5-68. The recommendation of the Township is to make the award of contract to Pasko Bros., Great Meadows, N. J. on their low lump sum bid of $49,972.20 for 8" Gravel, Soil Agg. Type 2, Class A, B.S.T. surface. Approval is recommended. Municipal Aid. (October 29, 1971)

Right of Way Items

General Property Parcel Map
Route 90 Freeway, Section 3

54 There is presented a sheet of the General Property Parcel Map on Route 90 Freeway, Section 3, Camden Avenue to Route 73, Control Section 0331-401, showing parcel 3, Theresa Donahue.

It has been determined that this parcel be acquired as an advance acquisition due to the physical condition of the owner, who by reason of her illness is forced to terminate her business and is in dire need of funds.

It is recommended that this sheet of the General Property Parcel Map be approved subject to such changes as may be necessary in order to conform with construction plans as finally adopted and approved; and that authority be granted to negotiate for the acquisition of parcel 3.

The estimated cost of this parcel is $300,000.00 (Bond Funds). Funds are available in the Right of Way account on Route 90 Freeway, Section 2 (Bond Funds). The sum of $300,000.00 will be transferred from this account. (October 29, 1971)

Funds - Right of Way
Route 29 Freeway, Section 10

55 There is presented again the matter of Interstate financing on Route 29 Freeway, Section 10, Federal Project I-195-8-(9), Lalor Street to Route 37, Control Section 1130-402, together with a Processing Form which has been approved by Messrs. Sliwa and Freidenrich; and also approved as to the availability of funds by Mr. Paul Bridegum.

In order to complete right of way acquisition on this project, the sum of$750,000.00 is required. Therefore, authority is requested to set up this amount from funds available under Item # 6 of the 1970 Construction Program.

Included in the $750,000.00 to be set up is the sum of $50,000.00 required for Tenant Relocation Payments. (October 26, 1971)

Funds - Right of Way
Route 295, Section 7

56 There is presented again the matter of Interstate financing on Route 295, Section 7, Federal Project I-295-2-(45), Crosswicks Creek to Route 33, Control Section 1136-401, together with a Processing Form which has been approved by Messrs. Sliwa and Freidenrich; and also approved as to the availability of funds by Mr. Paul Bridegum.

In order to complete right of way acquisition on this project, the sum of $300,000.00 is required. Therefore, authority is requested to set up this amount from funds available under Item 6 of the 1971 Construction Program.

Included in the $300,000.00 to be set up is the sum of $50,000.00 required for Tenant Relocation Payments. (October 26, 1971)

Right of Way
Route 29 Freeway, Section 10

57 There is presented revised application for Riparian Grant required from the Department of Environmental Protection on Route 29 Freeway, Section 10, Federal Project I-195-8-(9), Control Section 1130-402 and 100% State Bond, Control Section 1130-401, Lalor Street to Route 37, Parcels T3R42B, T49A, TU49B, TE49C, T49D, T49E, T49F, TR49G, T49H, T49K, T49L, T49M, T49N, T51, T52, T54A&T54B, T55B.

Heretofore, the Commissioner of the Department of Transportation on November 9, 1970, executed an application for Riparian Grant for Parcels T49A, TU49B, TE49C, T49D, TE49E, T49F, T49G, T49H, T49J, T49K, T49L, T49M and T49N, and authorized the payment up to the Fair Market VAlue in the sum of $15,850.00.

Subsequently, a revision was made to the mean high water line in this area, thereby revising the aforementioned application. It is recommended that this revised application be executed by the Commissioner so that the same can be formally presented to the Department of Environmental Protection.

The Fair Market Value for the Parcels contained in the revised application for Riparian Grant is $22,400.00, authority is requested to pay up to this amount. (October 26, 1971)

Right of Way
Route 20 Freeway, Section 2

58 There is presented negotiated purchase agreement on Route 20 Freeway, Section 2, From Route U. S. 46 Interchange To Main Street.

Parcel 390	Ralph Aquino and Catherine Aquino, his wife, and Louis Scialla and Florence Scialla, his wife	Consideration	$20,000
	Including down payment of		5,000
	Plus Replacement Housing Bonus of $5,000 for each family to be paid on satisfaction by State that sellers have purchased and occupied decent, safe and sanitary replacement dwelling		10,000

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $20,000. The Replacement Housing Bonus is $5,000 for each family. It is recommended that this agreement be approved.

Authority is requested to dispose of building to the road contractor, by public auction or by sealed bids. (October 21, 1971)

Right of Way
Route 78, Section 5E

59 There is presented negotiated purchase agreement on Route 78, Section 5E, Federal-aid Project I-78-5-(4), from Garden State Parkway to Lyons Avenue.

Parcel 30	Oliver Warehouse, Inc.	Consideration	$21,000.

The parcel has been appraised and the Reviewer's registered Fair Market Value determination is $19,000. The variance not being substantial, the agreement would appear in the public interest and approval is recommended. (October 27, 1971)

Right of Way
Route 78, Section 5E

60 There is presented negotiated purchase agreement on Route 78, Section 5E, Federal Aid Project I-78-5-(4) 55, from Garden State Parkway to Lyons Avenue.

Parcel 160	Costas Hrousis and Calliope Hrousis, h/w	Consideration	$35,500.
Remnant to be acquired			100.
		Total Consideration	$35,600.
		Including down payment of	$ 8,900.
	Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe, and sanitary replacement dwelling.		$ 5,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $35,500. The value of the remnant is $100., totaling $35,600. The Replacement Housing Bonus is $5,000. Approval is recommended.

Authority is requested to dispose of improvements to the road contractor by public auction or by sealed bids. (October 27, 1971)

Right of Way
Route 78, Section 5E

61 There is presented negotiated purchase agreement on Route 78, Section 5E, Federal Aid Project I-78-5-(4) 55, from Garden State Parkway to Lyons Avenue;

Parcel 162 Remainder to be acquired	Theodoros Nicolaou & Lito Nicolaou, h/w	Consideration $33,000. 900.
	Total Consideration	$33,900.
	Including down payment of	$ 8,200.

Plus Replacement Housing Bonus of $ 5,000.
to be paid on satisfaction by State
that seller has purchased and occupied
a decent, safe, and sanitary replacement
dwelling.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $33,000. The value of the remainder is $900. The Replacement Housing Bonus is $5,000. It is recommended that this agreement be approved.

Authority is requested to dispose of improvements to the road contractor by public auction or by sealed bids. (October 27, 1971)

Right of Way
Route 29 Freeway, Section 10

62 There is presented again the matter of acquisition of property on Route 29 Freeway, Section 10, Federal-aid Project I-195-8-(9), Lalor Street to Route 37. Condemnation proceedings were previously authorized on August 11, 1971, because the owners refused the State's suggested settlement offer of $200 and refused to negotiate.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 20D	Township of Hamilton Municipal Corporation of the State of New Jersey	Consideration $200.

The parcel has been appraised and the Reviewer's registered Fair Market Value determination is $200. It is recommended that this agreement be approved.

It is recommended that condemnation proceedings previously authorized be discontinued.

No deposit having been made into the Superior Court, no request for withdrawal is necessary. (October 27, 1971)

Right of Way
Route 29 Freeway, Section 10

63 There is presented again the matter of acquisition of property on Route 29 Freeway, Section 10, Federal-aid Project I-195-8-(9), Lalor Street To Route 37. Condemnation proceedings were previously authorized on August 11, 1971, at which time the owner was demanding $35,000.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcels 44A, U44B	Raynar Londahl and Carolyn S., h/w	Consideration	$20,200.
Plus damaged remnant to be acquired			250.
		Total Consideration	$20,450.
		Including a down payment of	5,100.
		Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling	5,000.

These parcels have been appraised and the Reviewer's registered Fair Market Value determination is $19,700. The value of the remnant is $250., totaling $19,950. The replacement housing bonus is $5,000. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Authority is requested to dispose of the dwelling and garage to the road contractor by public auction or by sealed bids.

Further authority is requested to return the deposit check in the amount of $19,950. to the Division of Auditing and Accounting for cancellation.

Said Parcel U44B being required to relocate the water facilities of the City of Bordentown, authority is requested to convey this parcel to the City of Bordentown at such time as the utility order providing for said conveyance has been effected by the engineers of utilities. (October 27, 1971)

Right of Way
Route 29 Freeway, Section 11

64 There is presented again the matter of acquisition of property on Route 29 Freeway, Section 11, Market Street to Lalor Street. Condemnation proceedings were previously authorized on February 11, 1971, at which time the owner was demanding $18,000.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 219	Bertha L. Gazdik and Andrew T. Gazdik, h/h	Consideration	$13,400.
	Less allowance to State for owners' retention and removal of frame bar and carpeting		70.
		Net Cash Consideration	$13,330.
		Including a down payment of	3,300.
		Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling	1,940.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $13,400. The Replacement Housing Bonus is $1,940. The retention value is $70. It is recommended that this agreement be approved and that the condemnation proceedings previously authorized on February 11, 1971 be discontinued.

Authority is requested to dispose of the combination dwelling and restaurant and remains of concrete block shed to the road contractor by public auction or by sealed bids.

No deposit having been made into Superior Court, no request for withdrawal is necessary. (October 27, 1971)

Right of Way
Route 33 Freeway, Section 1

65 There is presented again the matter of acquisition of property on Route 33 Freeway, Section 1, From Route 33 To Route U. S. 9. Condemnation proceedings were previously authorized on February 19, 1971 as the agent was unable to complete negotiations at that time.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 15	William Peter Cahill and Margaret M. Cahill, h/w	Consideration $4,650.

The parcel was appraised and the Reviewer's registered fair market value determination is $4,400. The variance not being substantial the agreement would appear to be in the public's interest. Approval is recommended.

It is further recommended that the condemnation proceedings previously authorized be discontinued. (October 27, 1971)

Right of Way
Route 35, Section 6

66 There is presented again the matter of acquisition of property on Route 35 (1953), Section 6, Asbury Avenue To Eatontown. Condemnation proceedings were previously authorized on October 14, 1970 as the owners refused to negotiate at that time. A Commission Hearing was held and an award was rendered in the amount of $26,500 which was appealed by the State.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcels 126C, 135A & B	Maurice Enright and Sylvia Enright, h/w	Consideration $24,000.

The parcels were appraised and the Reviewer's Registered Fair Market Value Determination is $21,400. The variance not being substantial, and being a reduction of the Commission Award of $26,500, the agreement would appear to be in the public interest. Approval is recommended.

It is recommended that the condemnation proceedings previously authorized be discontinued.

Authority is requested to dispose of the two signs and the fencing to the road contractor, by public auction, or by sealed bids.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (October 27, 1971)

Right of Way
Route 78, Section 5F

67 There is presented again the matter of acquisition of property on Route 78, Section 5F, Federal Aid Project I-78-5-(5), Lyons Avenue to Schuyler Avenue. Condemnation proceedings were previously authorized as the owners demand was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 277A	Betty Macklis & Harold M.,h/h	Consideration	$28,800.
Remnant to be acquired			200.
		Total Consideration	$29,000.
		Including down payment of	$ 7,250.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $27,100; the value of the remnant is $200., totaling $29,000. The variance not being substantial, the agreement would appear to be in the public interest, approval is recommended.

It is also recommended that condemnation proceedings previously authorized on June 7, 1971 be discontinued.

Upon taking of possession, authority is requested to dispose of the improvements to the road contractor by public auction or by sealed bids. (October 27, 1971)

Right of Way
Route 295, Section 8

68 There is presented again the matter of acquisition of property on Route 295, Section 8, Federal-aid Project I-295-2-(53), From Route 33 to Route U.S. 1. Condemnation proceedings were previously authorized on December 23, 1970, at which time the owner was demanding $3,000.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 29	Norcross Corporation (A N.J. Corporation)	Consideration $1,500.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $915. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

No deposit having been made into Superior Court, no request for withdrawal is necessary. (October 27, 1971)

Right of Way
Route 29 Freeway, Section 10

69 There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 29 Freeway, Section 10, Project No. I-195-8-(9), Lalor Street to Route 37, Parcel 33A,B.

Authority is requested to rent the dwelling to Mr. and Mrs. Richard Hoch for a rental of $75 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 29-10-33A,B-2. The rent to be charged of $75 per month is fair and reasonable and is based on the attached comparable rental documentation report and analysis of October 18, 1971. There is a reduction of the current rent of $100 because the occupant will now pay for his own utilities.

Authority is also requested to close title subject to the lease occupancy. (October 26, 1971)

Right of Way
Route 9, Section 4

70 There is presented the matter of the conveyance of the structure acquired under Route 9, Section 4, from Ernston Road to Route 18, Middlesex County, Parcel R57.

The Township of Madison has expressed its desire to acquire the said structure purchased under the above parcel designation for public use to be converted to a library facility.

For the consideration of $1,500, the department agrees to convey said structure to the Township of Madison. On October 6, 1971 this office received a check drawn to the order of the New Jersey Department of Transportation in the amount of $1,500 as payment in full by the Township of Madison.

It is recommended that authority be granted to sell the above structure to the Township of Madison for the sum of $1,500. This sale can be made under R. S. 27:12-1 which provides for direct sale to a municipality. The Commissioner of Transportation hereby determines that the structure is no longer required for highway purposes.
(October 26, 1971)

Right of Way
Route 17, Section 4

71 There is presented again the matter of acquisition of property on Route 17, Section 4, Control Section 0212401, Ridge Road to U.S. 46, Parcels 97A,97B,97C, Bergen Iron and Engineering Company, A New Jersey Company. Condemnation proceedings were previously authorized for the acquisition of these parcels on May 25, 1967.

Subsequently, the engineers revised the parcels which are now designated as Parcels R97A, R97B, R97C. These revised parcels have been appraised and the Reviewer's registered Fair Market Value Determination is $409,100. which was offered to and refused by the owner who demanded $525,000. which is considered excessive.

It is therefore recommended that authority be granted to institute condemnation proceedings for the acquisition of Parcels R97A, R97B, R97C in fee simple, subject to any public utilities existing in the premises.

It is further recommended that the complaint on file be amended to substitute the maps and descriptions for Parcels R97A, R97B, R97C in the place and instead of those previously filed. Authority is requested to deposit the additional sum of $159,800. which when combined with the $249,300. already on deposit will equal the registered Fair Market Value of $409,100. **(October 26, 1971)**

Right of Way
Route 18F, Section 8

72 There is presented again the matter of condemnation of property on Route 18 Freeway, Section 8, Federal Project F-112-(25) and 100% State, From Route U.S. 9 to Route 79, Parcels R55A, 55C, R55D, L55F and L55G, Howard A. Fox and Elaine Fox, H/W.

Condemnation proceedings were previously authorized on December 1, 1970 at which time the State's registered Fair Market Value of $27,560. was offered to and refused by the owner whose demand of $55,000. was considered excessive at that time.

Subsequently, an appraisal updating to the date of complaint resulted in the Fair Market Value being re-registered in the amount of $45,500. which was offered to and refused by the owner who restated his demand of $55,000. which is still considered excessive.

Authority is requested to deposit an additional $17,940. with the court which when added to the amount of $27,560. previously deposited will equal the re-registered Fair Market Value of $45,500. **(October 26, 1971)**

Right of Way
Route 20 Freeway, Section 2

73 There is presented again the matter of acquisition of property on Route 20 Freeway, Section 2, from Route U. S. 46 Interchange to Main Street, Parcel 349B, Morris Jaffe, et ux, et al. Condemnation proceedings were previously authorized on November 8, 1970 at which time the owners' demanded $212,000. which is considered excessive. A complaint was filed on January 12, 1971.

Subsequently, the appraisals have been updated to the date of complaint which resulted in the Fair Market Value being re-registered in the sum of $146,000. which was offered to and refused by the owners, who now demand $180,000.

Authority is requested to deposit an additional $8,500. with the Superior Court which, when combined with the $137,500. previously authorized for deposit, will make a total authorization of $146,000.

There has been no court deposit to date as possession has not been required. **(October 26, 1971)**

Right of Way
Route 21 Freeway, Section 6

74 There are presented report and appraisal with map and description on Route 21 Freeway, Section 6, Control No. 1603-403, From Monroe Street to Route 80, Parcel 27, Rose C. Harris and Milton Harris, h/h.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The registered Fair Market Value determination of $14,300 was offered to and refused by the owner who demanded right-of-way line be changed so it would not go through building.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $14,300.

Upon taking of possession, authority is requested to dispose of the chain link fence to the road contractor, by public auction, or by sealed bids. **(October 26, 1971)**

Right of Way
Route 24, Section 4

75 There is presented again the matter of acquisition of property on Route 24 (1953), Section 4, Federal Aid Project LSF-63-(1), from Road to Mt. Bethel to Route 57, Parcel LR22, Paugh Development Company (a corporation of the State of New Jersey). Condemnation proceedings were authorized on May 21, 1969 at which time the owner demanded $35,000. which is considered excessive. A complaint was filed on December 3, 1969.

Subsequently, it was determined by the engineers that Parcel LR22 is no longer required for highway purposes for which reason they directed that the parcel be eliminated.

It is therefore recommended that Parcel LR22 be eliminated and that condemnation proceedings previously authorized be discontinued. There has been no court deposit made in this matter. **(October 26, 1971)**

Right of Way
Route 24, Section 4

76 There is presented again the matter of acquisition of property on Route 24 (1953), Section 4, Federal Aid Project LSF-63-(1), from Road to Mt. Bethel to Route 57, Parcel LR27, Kenneth J. Roehrich and Joan H. Roehrich, h/w. Condemnation proceedings were authorized on September 16, 1969 at which time the owners demanded $30,418. which is considered excessive. A complaint was filed on January 13, 1970.

Subsequently, it was determined by the engineers that Parcel LR27 is no longer required for highway purposes for which reason they directed that the parcel be eliminated.

It is therefore recommended that Parcel LR27 be eliminated and that condemnation proceedings previously authorized be discontinued. There has been no court deposit made in this matter. (October 26, 1971)

Right of Way
Route 28, Section 14

77 There is presented again the matter of condemnation of property on Route 38 (1953), Section 14, From Route 34 To Route 35, Parcel 27A Plus Remnant, Jost Garage, Inc.

Condemnation proceedings were previously authorized on October 27, 1970 at which time the State's registered Fair Market Value of $5,500. was offered to and refused by the owner who refused to negotiate at that time.

Subsequently, an appraisal updating to the date of complaint resulted in the Fair Market Value being re-registered in the amount of $8,000. which was offered to and refused by the owner whose demand of $15,000. was considered excessive.

Authority is requested to deposit an additional $2,500. with the court which when added to the amount of $5,500. previously authorized for deposit will equal the re-registered Fair Market Value of $8,000. There has been no deposit made to date since possession has not been required. (October 26, 1971)

Right of Way
Route 35, Section 6

78 There is presented again the matter of condemnation of property on Route 35 (1953), Section 6, Asbury Avenue to Eatontown, Parcels 37C & 37D, A & B Realty Corp., (A N.J. Corp.)

Condemnation proceedings were previously authorized on August 21, 1970, at which time the State's registered Fair Market Value of $6,000. was offered to and refused by the owner who refused to negotiate at that time.

Subsequently, an appraisal updating to the date of complaint resulted in the Fair Market Value being re-registered in the amount of $11,100. which was offered to and refused by the owner whose demand of $12,700. is considered excessive.

Authority is requested to deposit an additional $5,100. with the court which when added to the amount of $6,000. previously deposited will equal the re-registered Fair Market Value of $11,100. (October 26, 1971)

Right of Way
Route 37 Freeway, Section 2

79 There is presented again the matter of condemnation of property on Route 37 Freeway, Section 2, New Jersey Turnpike to Imlaystown-Hightstown Road (Co. Rt. 43). Condemnation proceedings were previously authorized for Parcels R21A1 and R21B, Vahlsing Construction Corporation, A N.J. Corp., on March 4, 1970 at which time the owners refused to state a monetary demand.

Subsequently, the parcels were revised by the engineers. The parcel designations are now R21A1 and 3R21B.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of Parcels R21A1 and 3R21B in fee simple subject to any public utilities existing in the premises. The State's registered Fair Market Value of $25,900. was offered to and refused by the owners who refused to negotiate.

It is further recommended that the complaint on file be amended to substitute the map and description for Parcels R21A1, 3R21B in the place and instead of those previously filed.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $25,900. (October 26, 1971)

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Right of Way
Route 38, Section 14

80 There is presented again the matter of condemnation of property on Route 38 (1953), Section 14, From Route 34 to Route 35, Parcel 8, Alexander A. Landi, Single.

Condemnation proceedings were previously authorized on July 14, 1970 at which time the State's registered Fair Market Value of $4,900. was offered to and refused by the owner who refused to state a demand at that time.

Subsequently, an appraisal updating to the date of complaint resulted in the Fair Market Value being re-registered in the amount of $6,750. which was offered to and refused by the owner whose demand of $11,200. was considered excessive.

Authority is requested to deposit an additional $1,850. with the court which when added to the amount of $4,900. previously authorized for deposit will equal the re-registered Fair Market Value of $6,750. There has been no deposit made to date since possession has not been required. (October 26, 1971)

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Right of Way
Route 70, Section 14

81 There are presented report and appraisal with map and description on Route 70 (1953), Section 14, Garden State Parkway to Herbertsville Road, Parcels 8A, 8B, 8C, 9A and 9B, Monroe Schussel and Rita, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels in fee simple, subject to any public utilities existing in the premises. The State's Registered Fair Market Value Determination of $35,800 was offered to and refused by the owners whose demand of $100,000 is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the Taking of Possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $35,800. (October 26, 1971)

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Right of Way
Route 90, Section 2

82 There is presented a Right of Entry Permit on Route 90 Freeway, Section 2, Union Avenue to West of Haddonfield Road, from the following owner for the purpose of constructing the above-captioned route and section, with the understanding that negotiations will be conducted in the normal manner after the State has secured appraisals for the lands covered by this permit.

Parcel 96	Ford Motor Company	Consideration and other valuable consideration	$1.00

It is recommended that this Right of Entry be executed by the Commissioner. (October 26, 1971)

Right of Way
Route 92 Freeway, Section 1

83 There are presented report and appraisal with map and description on Route 92 Freeway, Section 1, From Route 33 To Mercer-Middlesex County Line, Parcel R5A, Max Zaitz and Betty Zaitz, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's Registered Fair Market Value Determination of $56,500 was offered to and refused by the owners whose demand of $192,000 is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the Taking of Possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $56,500.
(October 27, 1971)

Right of Way
Route 95, Section 3

84 There are presented report and appraisal with map and description on Route 95, Section 3, Federal Aid Project IP-95-5-(10), From Scotch Road to Elm Ridge Road, Parcel R17, Edward Hujber and Rose A. Hujber, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $2,950.00 was offered to and refused by the owners, who demanded $8,700.00 which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provision or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the court $2,950.00. (October 27, 1971)

Right of Way
Route 295, Section 1K

85 There is presented again the matter of acquisition of property on Route 295 (1953), Section 1K, Federal-aid Project LSI-295-1-(2), From Mantua Creek to Repaupo Road, Parcel L1, Rosario Patane and wife.

Condemnation proceedings to acquire this parcel were previously approved by the Commissioner on September 4, 1970, and the State's registered fair market value of $56,700 was subsequently deposited in the Superior Court.

The State's Landscape Engineer recently advised that a number of landscape parcels could be eliminated, among which is Parcel L1. Inasmuch as a complaint had been filed and a deposit made, permission was requested from the owner to eliminate the parcel. The owner's attorney has advised that he will make application to the Superior Court for reimbursement of all expenses incurred by his client in this matter after he is served with a Notice of Motion to dismiss the complaint.

Authority is, therefore, requested to eliminate Parcel L1 as it is not required for landscape purposes and that same be deleted from the General Property Parcel Maps.

It is further recommended that condemnation proceedings be discontinued.

Further authority is also requested to withdraw the deposit of $56,700 from the Superior Court. (October 27, 1971)

Right of Way
Route 295, Section 7

86 There is presented report and appraisal with map and description on Route 295, Section 7, Federal-aid Project I-295-2-(45), From Crosswicks Creek to Route 33, Parcels 148A, 148B, plus Remnant, John Szefczyk, single, Executor of the Estate of Eva Szefczyk.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels plus remnant in fee simple, subject to the Easement of the Public Service Electric and Gas Company, the Easement of the Transcontinental Gas Pipeline Corporation, the proposed Easement of the Township of Hamilton and any public utilities existing in the premises. The State's registered Fair Market Value of $74,100. plus Replacement Housing Bonus of $[illegible],000. was offered to and refused by the owner's agent who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $74,100.

Authority is requested to dispose of the frame dwelling, frame barn, frame shed and frame outhouse to the road contractor by public auction or by sealed bids.
(October 26, 1971)

Right of Way
Route 295, Section 8

87 There is presented a Deed of Easement on Route 295, Section 8, Federal-aid Project I-295-2-(53), From Route 33 to Route U.S. 1:

Parcel RE68	State of New Jersey, Department of Environmental Protection	Consideration $250.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $250. It is recommended that this Deed be accepted by the Commissioner and that payment be made in the sum of $250. upon approval of Title by the Chief Title Officer. (October 26, 1971)

Appraisal Contract
Bond, Plank & Geary, Inc.
Route 76, Section 1

88 Under date of April 4, 1966 the Deputy State Highway Commissioner approved a contract with Bond, Plank & Geary, Inc. to appraise a number of parcels on Route 76, Section 1. Included in the contract were Parcels 511B & X511C and Parcels 1071 & 1072 on which appraisals have been submitted. It is now necessary to secure updated appraisals to the complaint dates.

Bond, Plank & Geary who made the appraisals on this contract has since been dissolved and is presently reorganized under the name of Robert W. Plank & Associates. Bond, Plank & Geary has transferred its interest to the new organization and all work on this contract is now being performed by Robert W. Plank & Associates.

Authority is requested to modify the contract by addition of the attached amendment which is submitted with recommendation that it be approved and executed by the Commisioner.

Parcels to be updated - 511B & X511C, fee $250; 1071 & 1072, fee $250
(October 26, 1971)

Appraisal Orders

89 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
10/15/71	1971-A-416	Alex M. Malamut	Burlington	2	$750
"	417	Joseph H. Martin	Mercer	1	350
"	418	C. L. Orbaker & Assoc.	Monmouth	1	700
10/18/71	419	Charles Raia	Passaic	1	175
"	420	Raymond C. Lisk, Jr.	Essex	1	250

Approval is recommended. (October 26, 1971)

Appraisal Orders

90 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
10/19/71	1971-A-421	Appraisal Consultants	Morris	1	$700
"	422	Appraisal Consultants	Middlesex	2	1,750

Approval is recommended. (October 26, 1971)

Appraisal Orders

91 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
10/20/71	1971-A-423	Sanford Krasner	Cumberland	14	$4,900
"	424	Donald L. Moss	Middlesex	2	2,000
10/21/71	425	Seymour Tuschak	Morris	4	500
"	426	Donald L. Moss	Middlesex	1	2,000

Approval is recommended. (October 27, 1971)

Legal Items

Right of Way
Route U.S. 9, Section 4

92 There is presented the matter of an Appeal from an award of the Commissioners in the sum of $63,710. by Report dated July 3, 1971 in the condemnation of property on Route U.S. 9, Section 4, Parcel R32, in the Township of Madison, Middlesex County, owned by Ben Rosenblum and Rose Rosenblum, his wife.

The appeal came on for trial before Judge Herman L. Breitkopf and a jury at the Court House in New Brunswick on October 18, 1971. The case involved a partial taking of an improved irregular shaped tract on Route U.S. 9, together with slope and drainage easements and construction of concrete headwall.

The Fair Market Value was re-registered on February 17, 1971 in the sum of $47,000. The owners' expert placed a value of $120,000. on the taking. The sum of $50,300. was deposited with the Court on November 25, 1970.

Discussion and negotiations were had with owners' attorney with respect to a settlement prior to selection of jury and trial of the case. After consultations with David A. Biederman, Deputy Attorney General, a final settlement in the sum of $62,710. was authorized and concluded.

The settlement of $62,710. is fair and reasonable, and payment is in the public interest.

It is recommended that the settlement of $62,710. be approved and that payment in the sum of $13,410. being the amount over and above the deposit of $50,300. paid into Court, be paid to the owner.
(October 29, 1971)

Right of Way
Route U.S. 9, Section 4

93 There is presented the matter of the Commissioners' award in the condemnation of property on Route U.S. 9, Section 4, Parcel 58 in Madison Township, Middlesex County, owned by Mabel Cantor, Trustee for Hope Cantor and Robin Cantor, et als.

The complaint was filed June 22, 1970. This is a partial taking of an irregular shaped unimproved parcel of land on S/W corner of Route 9 and Throckmorton Lane, being an area of 0.561 ac.± or 24,437 S.F., together with a slope easement of 309 S.F.± and a temporary road easement of 0.180 ac.± or 7,840 S.F.±.

The F.M.V. was re-registered on October 8, 1970 in the sum of $30,900.00. The sum of $25,100.00 was deposited into Court on July 6, 1970, and an additional sum of $5,800.00 was likewise deposited on December 28, 1970. A total sum of $30,900.00 has been deposited with the Court.

The owners' expert and appraiser put a value of $61,000.00 on the taking. The State's expert testified to a Fair Market Value of $30,900.00 for the entire taking to wit: $26,000.00 for the entire land, damage to remainder and slope easement and $4,900.00 for temporary road easement.

The Commissioners made an award of $39,000.00. This award is in excess of the Fair Market Value of $30,900.00, and a protective appeal has been filed. (October 26, 1971)

Right of Way
Route 18 Freeway, Section 8

94 There is presented here the matter of the Judgment entered against the State in the condemnation of property on Route 18F, Section 8, Parcels 84A and 84B in the Township of Marlboro, Monmouth County, owned by John P. Tergis; et al.

At the jury trial the property owner presented testimony in the amount of $88,000. The State presented testimony in the amount of $35,550, which was the fair market value. The complaint was filed on May 1, 1970. The Declaration of Taking was filed on July 22, 1971 and a deposit of $35,550 was made on that same day. The jury returned a verdict in the amount of $65,000.

As no legal errors were committed by the court, and as the verdict was within the weight of the evidence, it is recommended that the jury verdict in the amount of $65,000 be approved and that an additional payment be made in the amount of $29,450 plus interest as computed by the Bureau of Titles. (October 26, 1971)

Right of Way
Route 20 Freeway, Section 2

95 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 20 Freeway Section 2, Parcels 231B & X231C, owned by Regal Realty, Inc., a corporation of New Jersey.

The complaint in this matter was filed May 7, 1970 and a Deposit made into court on the same date in the amount of $26,400.

At the hearing, the owners, who were represented by counsel, testified to the amount of $49,196.00 and the State testified to the amount of $25,650, the State's re-registered Fair Market Value.

The Report of Commissioners was in the amount of $31,000.00. It is recommended that a protective appeal be filed. (October 26, 1971)

Right of Way
Route 20F, Section 2

96 There is presented here the matter of a commission award entered against the State in the condemnation of property on Route 20F, Section 2, Parcel 362, owned by Sarah Steiker; et al.

The complaint was filed on December 23, 1970. No deposit was made. The fair market value was registered in the amount of $60,000 and reregistered at $68,000. At the hearing the expert for the owner testified to $102,000. The State's expert testified to $68,000. The Report of Commissioners dated October 7, 1971 is in the amount of $70,000.

It is recommended that the award be accepted with any interest to be determined by the Title Bureau. (October 29, 1971)

Right of Way
Route 21 Freeway, Section 6

97 There is presented here the matter of a commission award entered against the State in the condemnation of property on Route 21 Fwy., Section 6, Parcel 2R63, owned by Ralph M. Andreotta; et al.

The complaint was filed on March 16, 1971. No money was paid into court. The fair market value was registered in the amount of $4,000. At the hearing the expert for the owner testified to a value of $6,100. The State's expert testified to $4,000. The report of commissioners dated September 17, 1971 is in the amount of $5,100.

I spoke to the attorney for the land owner and we settled the case for $5,000 which is $100 less than the award of the commissioners. It is recommended that the settlement be accepted with interest if any to be determined by the Title Bureau. (October 26, 1971)

Right of Way
Route 23, Section 2

98 There is presented here the matter of a commission award entered against the State in the condemnation of property on Route 23, Section 2, Parcel 12, owned by Van Varick Realty Corp.; et al.

The complaint was filed on March 17, 1971. A deposit of $10,500 was made into court on September 2, 1971. The fair market value was registered in the amount of $10,500. At the hearing the experts for the owner testified to a value of $54,100. The State's expert testified to the fair market value of $10,500. The Report of Commissioners dated September 16, 1971 is in the amount of $29,600.

A protective appeal has been filed by the State and a cross-appeal by the property owner. (October 26, 1971)

Right of Way
Route 35, Section 6

99 There is presented here the matter of the appeal by the State from an award of commissioners in the amount of $20,000 in the condemnation of property on Route 35, Section 6, Parcel 76B.

At the trial, held on July 21, 22, and 23, 1971, the property owner called Mr. John D. Lazarus who testified to a before value of $134,700 and an after value of $104,030, reflecting a Fair Market Value of $30,700. They also called Mr. Theodore W. Csik, who testified to a before value of $157,474 and an after value of $113,300, reflecting a Fair Market Value of $44,000. The State presented testimony in the amount of $10,400.

Fair Market Value was registered in the amount of $10,400. Complaint was filed on May 26, 1970 and deposit was made into court in the amount of $10,400.

The jury verdict was in the amount of $25,000. It is recommended that an appeal be taken on the basis of Judge Salvest's prejudicial comments, together with his erroneous rulings which made it impossible for the State to properly put a case before a jury. His courtroom demeanor was a continuation of and the fulfillment of a challenge that "the State doesn't win in my courtroom.", according to Deputy Attorney General Harvey Douglen. (October 26, 1971)

Right of Way
Route 35, Section 6

100 There is presented the matter of the Judgment entered against the State in the condemnation of property situated at Route 35, Section 6, Parcel 128 owned by Susie Bilyou.

At the trial before the court sitting with a jury, the property owner presented testimony in the amount of $22,000. The State presented testimony in the amount of $12,050, which was the fair market value. A deposit in the amount of $12,050 was made on November 30, 1970 and the Declaration of Taking was filed on that date.

The jury returned a unanimous verdict in the amount of $18,000. It is, therefore, recommended that the jury verdict in the amount of $18,000 be approved and that an additional payment be made in the amount of $5,950, that being the amount of the deposit and the jury verdict, together with interest as computed by the Bureau of Titles. (October 26, 1971)

Right of Way
Route 35F, Section 1

101 There is presented the matter of the Commissioners' award in the condemnation of property on Lincoln Avenue Extension designated Route 35F, Section 1, Parcel E54C, in Wall Township, Monmouth County, owned by Norman and Eleanor Mirne, husband and wife.

The complaint was filed on May 6, 1970. The taking relates to a slope easement of 337'± on Lincoln Avenue Extension penetrating the remainder from 0 to 18', an area of 5,705 s.f.±.

The Fair Market Value was last registered on June 17, 1970, in the sum of $3,200.00. No deposit was made with the Court.

The owners' expert placed a value of $5,900.00 on the taking, having allocated $1,000.00 for the slope easement and $4,900.00 damage to the remainder.

The State's expert put a value of $3,200.00 on the taking. He allowed $250.00 for the slope easement and $2,950.00 damage to the remainder.

The Commissioners made an award of $3,200.00. Payment of the award is recommended being an amount equal to the State's Fair Market Value. No appeal is recommended. (October 26, 1971)

Right of Way
Route 76, Section 1

102 There is presented herewith the matter of the Commissioners' award in the condemnation of property on Route 76, Section 1, Parcels 1066 and 1066B, in the City of Camden, County of Camden, owned by Mary M. Clayton, Trustee for Bertha A. Toliver.

This was an entire taking.

The fair market value is registered in the sum of $4,000.00. There was no deposit into Court. An agreement had been reached with the Trustee but rescinded because she could not give good title.

At the hearing before Commissioners the State testified to the sum of $4,000.00.

The owner appeared but gave no testimony as to value.

The Commissioners' Award was in the sum of $4,150.00.

It is recommended that said award be approved and the sum of $4,150.00 be paid into Court because of title defects. (October 29, 1971)

Right of Way
Route 78, Section 5E

103 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 78, Section 5E, Parcel 127, owned by Irving J. Botwin; et al.

At the hearing before the commissioners, the State offered testimony in the amount of $68,000.00, which was the registered fair market value. The condemnee offered testimony in the amount of $110,000.00. Complaint was filed in this matter on November 6, 1970. No deposit has been paid into court. The Report of Commissioners was in the amount of $87,300.00

It is recommended that an appeal of this matter be taken. A protective appeal has been filed. (October 28, 1971)

Right of Way
Route 78, Section 5G

104 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 78 Section 5G, Parcel E539, owned by Morris Stolz; et al.

The complaint in this matter was filed December 30, 1969 and there was no deposit made into court.

At the hearing the owner, who was represented by counsel, testified to a value of $5,000.00. The State offered testimony in the amount of $150.00.

The Report of Commissioners was in the amount of $500.00. It is recommended that the award be accepted and paid plus any interest which may be due as computed by the Title Bureau. (October 26, 1971)

Right of Way
Route 287, Section 12

105 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $66,516.00 in the condemnation of property on Route 287, Section 12, Parcel 39, owned by William C. W. Smith, et al.

At the trial, held on July 29, August 2, 3, and 4, 1971, the property owner offered testimony in the amount of $55,430.00. The State presented testimony in the amount of $36,000.00. Complaint was filed on August 25, 1967 and a deposit was made into Court on August 25, 1967 in the amount of $16,850.00 Fair Market Value was registered in the amount of $38,450.00. The Judge returned a verdict in the amount of $44,000.00.

The State was represented by Fee Attorney Edward D. McKirdy.

It is, therefore, recommended that payment be made on the judgment in the amount of $44,000.00 together with interest as stipulated in the judgment, and less the deposit paid into Court in the amount of $16,850.00. (October 29, 1971)

Respectfully submitted,

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary

I hereby certify that the Approvals set forth in this Schedule were approved as indicated and recommend that such actions be ratified and confirmed.

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary, Department of Transportation

The Approvals as indicated in this Schedule are hereby ratified and confirmed.

J C Kohl

John C. Kohl
Commissioner of Transportation

NO. 41 - 1971

STATE OF NEW JERSEY
DEPARTMENT OF TRANSPORTATION
TRENTON

SCHEDULE OF APPROVALS - NOVEMBER 10, 1971

Administration Items

✓ **Project Agreement - F-112(25)**
Route 18 Freeway, Section 8

1 It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for Right of Way for N.J. Project F-112 (25). (Rt. 18 Freeway, Section 8)

The total modified estimated cost is $1,300,000.00 of which $650,000.00 is Primary funds. It provides a total increase of $500,000.00 of which $250,000.00 is Primary funds. **(November 10, 1971)**

✓ **Project Agreement - F-112(26)**
Route 18 Freeway, Section 9

2 It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for Right of Way for N.J. Project F-112(26). (Rt. 18 Freeway, Sec. 9)

The total modified estimated cost is $1,450,000.00 of which $725,000.00 is Primary funds. It provides a total increase of $150,000.00 of which $75,000.00 is Primary funds. **(November 10, 1971)**

✓ **Project Agreement - F-112(23)**
Route 18 Freeway, Section 10

3 It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for Right of Way for N.J. Project F-112 (23). (Rt. 18 Freeway, Section 10)

The total modified estimated cost is $850,000.00 of which $425,000.00 is Primary funds. It provides a total increase of $150,000.00 of which $75,000.00 is Primary funds. **(November 10, 1971)**

✓ **Project Agreement - F-207(10)**
Route 35F, Section 1

4 It is recommended that the attached project agreement in quadruplicate be approved and executed for Right of Way acquisition for N.J. Project F-207 (10). (Route 35F, Section 1)

The total estimated cost is $700,000.00 of which fifty percent (50%) or $350,000.00 is Federal Funds.

The work to be performed under this contract consists of acquiring the necessary right-of-way for construction. **(November 10, 1971)**

✓ **Project Agreement - F-207(11)**
Route 35F, Section 3

5 It is recommended that the attached project agreement in quadruplicate be approved and executed for Right of Way acquisition for N.J. Project F-207 (11). (Route 35F, Section 3)

The total estimated cost is $250,000.00 of which fifty percent (50%) or $125,000.00 is Federal Funds.

The work to be performed under this contract consists of acquiring the necessary right of way for construction. **(November 10, 1971)**

Project Agreement - F-207(12)
Route 35 Freeway, Section 5

6

It is recommended that the attached project agreement in quadruplicate be approved and executed for Right of Way for N.J. Project F-207(12). (Route 35 Freeway Section 5)

The total estimated cost is $2,500,000.00 of which fifty percent (50%) or $1,250,000.00 is Federal Primary funds.

This project agreement is necessary to acquire the necessary rights of way for construction within the subject termini. (November 10, 1971)

Project Agreement - I-76-8(13)31
Route 76, Section 2

7

It is recommended that the attached project agreement in quadruplicate be approved and executed for Right-of-Way acquisition for N.J. Project I-76-8(13)31. (Route 76 Section 2).

The total estimated cost is $450,000.00 of which ninety percent (90%) or $405,000.00 is Federal Funds.

The work to be performed under this contract consists of acquiring the necessary right of way for construction within the termini of this project. (November 3, 1971)

Project Agreement - I-80-1(20)4
Route 80, Section 1P

8 It is recommended that the previous action, dated September 23, 1971 on the subject project be rescinded and the accompanying action be approved and executed for construction for N.J. Project I-80-1 (20) 4 (Route 80, Section 1P).

The total estimated cost is $19,711,420.00 of which ninety percent (90%) or $17,623,638.00 is Federal Interstate Funds. There is 100% State Financing involved in the amount of $129,600.00.

The reason for the deletion of the above and the executing of the accompanying action is to correct a non-participating item of the Engineer's Estimate.

The work to be performed under this contract consists of paving, drainage, landscaping, erosion, signs and several bridge structures and all other work as provided in the contract. (November 10, 1971)

Project Agreement - I-80-3(11)39
Route 80, Section 3

9

It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for Utility construction for N.J. Project I-80-3 (11) 39. (Rt. 80, Sec. 3)

The total modified estimated cost is $1,015,590.00 of which $914,031.00 is Federal Interstate funds. The Federal funds remaining in the status of this project is $79,969.00. (November 8, 1971)

Project Agreement - I-195-8(15) 68
Route 195, Section 2C, 3C & 4C

10

It is recommended that the attached project agreement in quadruplicate be approved and executed for construction for N.J. Project I-195-8(15)68. (Route 195 Section 2C, 3C & 4C)

The total estimated cost is $232,480.00 of which ninety percent (90%) or $209,232.00 is Federal Interstate Funds.

The work to be performed under this contract consists of highway lighting, signs and signs structures and all other incidental work as provided in the contract. (November 3, 1971)

11

Project Agreement - I-295-2(60)57
Route 295, Section 5C

It is recommended that the attached project agreement in quadruplicate be approved and executed for construction for N.J.Project I-295-2(60)57. (Route 29 Section 5C)

The total estimated cost is $7,997,800.00 of which ninety percent (90%) or $6,752,250.00 is Federal Interstate Funds. There is 100% State Financing involved in the amount of $495,300.00

The work to be performed under this contract consists of grading, paving, drainage, curbs, signs, signals, lighting, landscaping, construction of several bridges and other work as provided for in the contract. (November 3, 1971)

12

Agreement
Centrum Construction Corporation
Rental of Equipment

There is presented herewith an agreement between CENTRUM CONSTRUCTION CORPORATION and the STATE OF NEW JERSEY dated October 26, 1971, providing for the rental of equipment at the rates listed therein for the period November 1, 197 to November 30, 1971.

Funds are available from Account No. 01302-012-170-751-NGP.

Upon approval of this action, the original is to be forwarded to the Accounting Bureau for processing.

Equipment is to be used for the construction of site improvements at the Department of the Treasury's new Warehouse Facility on Stuyvesant Avenue in Trenton, being performed by the Department of Transportation.

It is estimated that 4 days rental will be required at a total cost of approximately $1,300. (November 3, 1971)

13

Claim of Frelinghuysen
Township School

There is presented here the matter of a claim entered against the State as a result of contamination of wells and water supply through the storage of salt by the State immediately adjacent to the school grounds. The salt eventually entered the well system and the school system suffered monetary losses.

Under N.J.S.A. 27:7-21.1 the State is to reimburse for damages to the potable water supply. The total claim is $86,916.89, however the items recognized as falling within the provisions of N.J.S.A. 27:7-21.1 total $57,880.78 as follows:

a.	Installation of new wells and pumps including lines for electricity and wiring.	$31,040.80
b.	Bottled water, cooler rentals, paper cups.	5,303.65
c.	Testing of well water.	173.30
d.	Charges for miscellaneous matters (acquisition of lands etc. for wells).	5,679.03
e.	Services rendered by school employee Merrill R. Berry.	4,284.00
f.	Estimate of installation of additional 10,000 gallon pump, storage tank, etc.	11,400.00
	Total	$57,880.78

Items recognized as falling outside the Statute are as follows:

a.	Total repairs to plumbing, heating and septic systems.	$ 9,514.12
b.	Value of time of school personnel in supervision of maintenance, repairs and corrective work.	9,796.00
c.	Replacement of vinyl asbestos floor tiles and 4" cove base in hallways where damaged by water from coolers.	1,028.00
d.	Replacement of plumbing and heating facilities in accordance with report of Household Engineering Company.	1,197.99
e.	Contingency allowance to compensate for additional electricity to operate alternate system, increased costs of maintenance and repairs.	7,500.00
	Total	$29,036.11

The Department concedes negligence, therefore it is recommended that Frelinghuysen School Board be paid $57,880.78 as itemized above. In order that the School Board be afforded an opportunity to be reimbursed for all damages, notification should be sent advising them of the procedure for filing the balance of their claim with the Legislative Claims Committee, which amounts to $29,036.11. (November 4, 1971)

14

Substitution of Bonds for Retainage

Approval is recommended to implement the provisions of Chapter 79 PL 1971 (N.J.S.A. 27:7-34)

(a) The use of negotiable bonds of the State of New Jersey and of any of its' political subdivisions which have a rating of at least "B a a" by Moodys' Investor Service and/or "B B B" by Standard and Poors Corp. as shown in the attached New Jersey Municipal Bond Ratings issued by First National State Bank of New Jersey dated January 1, 1971 and the supplement showing additions to the listing, as excerpted from Moody's revision of October 1, 1971 and Standard and Poors revision of August 31, 1971.

(b) To interpret the phrase in the statute "deposit with the Department" to mean the deposit with a bank in the State of New Jersey which is an approved depository of the State of New Jersey, which has a Trust Department, and which is willing to complete the escrow agreement between the Department, the Contractor, and the Bank.

It is noted here that the basis utilized in determining the quality of bonds acceptable to the Commissioner of Transportation is identical to investment standards employed by both the Federal Comptroller and the New Jersey Department of Banking. Ratings of the first four levels of Moody's and Standard and Poor's are by definition investment grade bonds and therefore acceptable as retainage substitution. (November 3, 1971)

Construction Items

15

Route 15 Freeway, Sections 9B and 10A

Approval is recommended in making Award of Contract to John Arborio, Inc. at their bid, the lowest of seven bids received on October 14, 1971 in the amount of $7,485,245.83 for Route 15 Freeway, Sections 9B and 10A, From Blue Heron Road to New York, Susquehanna and Western Railroad, Grading, Paving and Structures, in the Township of Sparta, Sussex County, Federal Project Number RF-F-206(9). (November 8, 1971)

16 **Route 46(1953), Sections 8C, 9D, 10C and 11D**

Approval is recommended in making Award of Contract to The Robert Berry Company at their bid, the lowest of eleven bids received on October 14, 1971 in the amount of $567,227.00 for Route U.S. 46 (1953), Sections 8C, 9D, 10C and 11D, From East of Route 80 in Denville to the Morris-Essex County Line (Passaic River), Resurfacing, in the Townships of Denville, Parsippany-Troy Hills, and Montville and the Borough of Mountain Lakes, Morris County. (November 9, 1971)

17 **Route 208(1953), Section 3L**

Approval is recommended in making Award of Contract to Consolidated Steel & Aluminum Fence Company, Inc. at their bid, the only bid received on October 28, 1971 in the amount of $14,715.00 for Route 208 (1953), Section 3L, Underpass at Van Winkle Avenue, Chain Link Fencing, in the Borough of Hawthorne, Passaic County. (November 9, 1971)

18 Route 78, Section 5AM

Carmen Ottilio T/A V. Ottilio and Sons, Paterson, New Jersey, finally completed all work under their contract for Route 78, Section 5AM, on April 30, 1970. (1971)

The project has been inspected and found satisfactory for final acceptance.

It is, therefore, recommended that the project be finally accepted and final payment authorized in accordance with the As-Built quantities, deducting the sum of $1,410. for liquidated damages. (November 8, 1971)

Design Items

19 Route 7, Section 1H

Approval is recommended of the plans and specifications and authority to advertise for Viaduct over Erie Lackawanna Railroad, Superstructure and Demolition of existing Viaduct on Route 7 (1953), Section 1H, from Belleville Turnpike to Fish House Road, in the Town of Kearny, Hudson County.

Construction Program Year: 1970-1971 Item No. 27 (November 8, 1971)

20 Route 23, Section 2C

Approval is recommended of the plans and specifications and authority to advertise for grading, paving and bridge on Route 23 (1953) Section 2C, Interchange at New York Avenue, in the Township of Wayne, Passaic County.

Construction Program Year: 1970-1971 Item No.: 32 (November 3, 1971)

Supplemental Agreement
Board of Chsoen Freeholders- Morris
Route 280, Section 1

21

Approval and execution is recommended of the attached Supplemental Agreement dated October 26, 1971 between the Board of Chosen Freeholders of the County of Morris and the State of New Jersey covering understandings in connections with the State's construction of Interstate Route 280, Section 1 in the Townships of Parsippany-Troy Hills and East Hanover, Morris County, more particularly, the construction of bridges overpassing Interstate Route 280 and the Whippany River including Relocated Edwards Road. Inasmuch as the County proposes that said facilities be widened to accommodate future traffic needs in these areas they have agreed to cooperate with the State in performing the necessary improvements to accomplish this endeavor within the time stated in the Agreement.

The County agrees to reimburse the State in the estimated amount of $450,000 if their part of the improvements are not completed within the time stated. The actual amount will be determined based on the as-built quantities for the items of work for the bridges and relocated Edwards Road. (November 3, 1971)

Jurisdictional Agreement
Route 322, Section 10C
Township of Monroe-Gloucester County

22

Approval and execution is recommended of the attached Agreement dated October 26, 1971, between the Township of Monroe of Gloucester County and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 322, Section 10C, more particularly the plans to make further drainage improvements during the construction of Route 322, Section 10C, Sicklerville Road to Jefferson Avenue, Township of Monroe, County of Gloucester. (November 3, 1971)

Services - Engineering
Route 18
Porter and Ripa Associates, Inc.

23

Approval and execution is recommended of the attached Agreement dated October 1, 1971, between Porter and Ripa Associates, Inc. (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the improvement of Route 18, from the Interchange with Route U. S. 1 to the Interchange with the New Jersey Turnpike in the City of New Brunswick and the Township of East Brunswick, Middlesex County.

The Consultant will be reimbursed for his services as follows:

Salaries toward a tentative ceiling of	$145,000.
Soils Work	15,000.
Requested Printing	2,500.
Use of Motor Vehicle	1,000.
Photogrammetry Services	10,000.
Contingencies	17,500.
Recommended total amount to be set up	$191,000.

(November 9, 1971)

Services - Engineering
Route 24 Freeway
James P. Purcell Associates

24

Approval and execution is recommended of the attached Agreement dated September 1, 1971, between James P. Purcell Associates, (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the construction of Route 24 Freeway from, Station 330± , a point just west of the proposed interchange at Route 202, (Speedwell Avenue) in the Town of Morristown eastwardly to a point about 400 feet west of Park Avenue, Station 511± , in Morris Township, all in Morris County.

The Consultant will be reimbursed for his services as follows:

Salaries toward a tentative ceiling of	$909,800.
Soils Work toward a ceiling of	169,000.
Requested Printing	5,000.
Use of Motor Vehicle	2,000.
Photogrammetry Services	40,000.
Contingencies	112,500.
Recommended total amount to be set up	$1,238,300.

(November 10, 1971)

Utilities - Route 78, Section 5AS
Township of Springfield (Sanitary Sewers)

25 Approval and execution is recommended of the attached Agreement (PUA-20C-78-5AS) dated October 15, 1971, between the State of New Jersey and the Township of Springfield, covering understadnings in connection with the State's construction of Freeway Interstate Route 78, Section 5AS, located in the Township of Springfield, County of Union.

The State will make or cause to be made certain revisions to existing sanitary sewer facilities of the Township of Springfield as part of the State's highway construction contract. The estimated cost of the work is $750.00. (November 8, 1971)

Utilities - Route 208, Section 3F
Village of Ridgewood

26 Approval is recommended to reimburse the Village of Ridgewood for the cost incurred in relocating one fire hydrant plus resetting valve boxes, to accommodate the State's construction of Route 208, Section 3F, at an actual cost of $441.79.
Construction Program Year: 1969 Item No. 82 (November 8, 1971)

Utilities - Route 280, Section 7G
City of Newark, Sewerage System

27 Approval and execution is recommended of the attached Agreement (PUA-61-280-7G) between the State of New Jersey and the City of Newark, covering understadnings in connection with the State's construction of Freeway Interstate Route 280, Section 7G located in the City of Newark, County of Essex. The construction will necessitate the relocation of certain sewer facilities owned by the City.

The State will make or cause to be made certain revision and rearrangements of the existing sewer facilities as part of its highway construction project, at an estimated cost of $461,710.00. The City will reimburse the State for 11.2% ($51,712.00) of the actual construction cost. (November 9, 1971)

Utilities - Route 287, Section 7C
New Jersey Bell Telephone Company

28 Approval and execution is recommended of the attached Agreement dated October 15, 1971, between the State of New Jersey and the New Jersey Bell Telephone Company covering understandings in connection with the Company's proposed construction of a subway system on a portion of the subject captioned Freeway which is closed to public thoroughfare pending completion of a future adjacent paving project.

The scheme of construction is by the most feasible means for the Company to provide expanded facilities for ever-increasing customer service demands and is in accordance with State and Company standards and regulations.

The Company will construct all portions of its expanded telephone facilities at its sole cost. (November 8, 1971)

Utilities - Route 295, Section 2L & 3A
Mount Laurel Municipal Utilities Authority

29 Approval and execution is recommended for the attached Agreement (PUA-117-295-2L&3A) issued to the Mount Laurel Municipal Utilities Authority covering understandings in connection with the State's construction of Freeway Interstate Route 295, Section 2L and 3A, through a portion of the Township of Mount Laurel, County of Burlington, which Township proposes to install a segment of a future sewer main to be owned and operated by the Township.

The Township, at its sole cost and expense, shall expedite construction of said sewer facility during construction of Interstate Freeway Route 295, Section 2L and 3A. (November 8, 1971)

Utilities - Route 295, Section 9B
Jersey Central Power and Light Company

30 Approval and execution is recommended of the attached Agreement dated October 7, 1971, between the State of New Jersey and the Jersey Central Power and Light Company covering understandings in connection with the State's construction of Freeway Interstate Route 295, Section 9B, located in the Township of Lawrence, County of Mercer, which construction will not require rearrangement of existing transmission facilities owned by the Company. (November 8, 1971)

Utilities - Route 440, Section 3E
New Jersey Bell Telephone Company

31 Under the terms of Order (PUO-2D-440-1&3) New Jersey Bell Telephone Company was authorized to perform certain telephone facilities relocation work to accommodate the construction of Freeway Route 440, Section 3E, located in the City of Perth Amboy, County of Middlesex, at an estimated cost of $4,360.00.

In preparing to perform its relocation work along State Street by aerial construction as called for in Order, the Company has ascertained that vertical clearances in conformity with safety standards are not obtainable under three bridge structures carrying highway ramps over State Street. Therefore, construction of 240'± of 4-4" conduit and 2 manholes has been authorized by Change Order #1 under the subject heading Order, at an estimated cost of $3,500.00.

It is recommended that the additional cost amount of $3,500.00 be set up making a revised estimated cost of $7,860.00 to be expended for reimbursement to New Jersey Bell Telephone Company under the subject heading Order. (November 10, 1971)

Maintenance Items

Painted Traffic Lines, Contract #1 (1971)

32 Painting contractor Nassau Traffic Control, has completed all work for Painted Traffic Lines (Edge Line) Contract #1 (1971) on existing State Highways in Sussex, Passaic, Warren, Morris, Essex, Hunterdon, and Somerset Counties, in a satisfactory manner.

Date of completion was September 29, 1971. The number of working days used to complete this work was 10 the time allowed under contract [illegible].

It is herewith recommended that the work be accepted and that final payment be made to the contractor upon completion of the usual formalities. (November 8, 1971)

Snow Removal - Contracts

33 Authority is hereby requested to negotiate snow removal contracts for the coming 1971-1972 winter season, in accordance with the attached list of proposed contractors.

Funds available from account 63102-600-100-459-683. (November 10, 1971)

Public Transportation Items

Agreement - Kenneth Divens
State owned PC & EL
Railroad Passenger cars

34 Execution of amendment dated November 1, 1971 to agreement dated November 1, 1970 between Mr. Kenneth E. Divens and the State of New Jersey acting by and through the Department of Transportation providing for engineering and inspection services in connection with the proper maintenance of State owned passenger railroad cars at a maximum cost of $15,000 for the period ending October 31, 1972.

Funds in the amount of $15,000 are available in account WBB-630-978-769. (November 5, 1971)

Amendment to Agreement
Geo. P. Baker, Richard C. Bond, Jervis Landgon, Jr.
& Willard Wirtz (Penn Central Subsidy

35 Execution of amendment dated September 30, 1971 to agreement dated September 1, 1965 and supplemental agreement dated June 30, 1971 between the State of New Jersey acting by and through the Commuter Operating Agency and Trustees of the property of Penn Central Transportation Company providing for the continued operation of train 3818, serving Princeton Junction and Metuchen until June 30, 1972.

Funds in the amount of $64,650 are available in account SKO-63201-600-100-500-CO-5.

Resolution adopting this action was unanimously approved at the July 23, 1971 meeting of the Commuter Operating Agency. (November 5, 1971)

Local Government Aid Items

Approved Change Orders - October 1971

36 **Approval is recommended of the attached tabulation listing 31 Change Orders that were processed by the Bureau of Local State Aid Programs during the month of October, in accordance with the provisions of Departmental Operating Procedure No. 206.**

All Change Orders noted herein are available for detailed inspection in the Bureau of Local State Aid Programs. (November 10, 1971)

County Aid M. & R.
Union County - 1971

37 Approval is recommended of the Annual Work Program and the regular Agreement covering aid for County Roads and Bridges in Union County for the year 1971 in the total amount of $1,857,174.23, the State's share being $399,780.00 plus an estimated $3,600.00 for safety lighting. County Aid M. & R. (November 3, 1971)

State Aid Road System
Burlington County

38 Approval is recommended of the request from Burlington County to transfer $10,000 of 1968 State Aid Road System funds from South Church Street Bridge #B4.102, Bu-7(C)S-68 to South Church Street, Co. Road #607, Bu-3(C)S-69. State Aid Road System. (November 9, 1971)

Chapter 244 - Winslow Township
Camden County

39 Approval is recommended of the request from Winslow Township to combine the $4000 of 1971 Chapter 244 funds on Myers Avenue with the $6000 1971 Chapter 244 funds on Goodland Avenue as one project.

Approval is also recommended of plans and supplementary specifications for the construction of Myers and Goodland Avenues, Winslow Township, Camden County, Chapter 244. (November 8, 1971)

Municipal Aid - Garfield City
Bergen County

40 Garfield City, Bergen County, received one bid on October 19, 1971 for the construction of Lanza Avenue, B-18-70. The recommendation of the City is to make the award of contract to L. Vitillo Inc., 35 Passaic Avenue, Nutley, New Jersey on their low lump sum bid of $16,129.00 for 2" Bituminous Concrete Mix #5. Approval is recommended. Municipal Aid. (November 9, 1971)

Municipal Aid - Florence Township
Burlington County

41 Florence Township, Burlington Coounty, received four bids on August 18, 1971 for the construction of Hamilton Avenue, Bu-13A-69. The recommendation of the Township is to make the award of contract to M. E. Keating, Inc., 228 E. Third St., Florence, N. J. on their low lump sum bid of $42,420.00. Approval is recommended. Municipal Aid. (November 3, 1971)

Municipal Aid - Gloucester Township
Camden County

42 Approval is recommended of the request from the Township of Gloucester to transfer $5,000 of 1967 Municipal Construction funds from Asyla Road, C-14A-67 to Asyla Road, Section 2, C-12-70. Municipal Aid. (November 8, 1971)

Municipal Aid - Haddon Township
Camden County

43 Approval is recommended of acceptance and authorization of final payment of $4,966.00, State's share, for the improvement of Memorial Avenue, Section 2 and Patton Avenue (Paving), Township of Haddon, Camden County, C-13F-70, completed by contract at a total cost of $9,546.00. Municipal Aid. (November 9, 1971)

Municipal Aid - Hi-Nella Borough
Camden County

44 Hi-Nella Borough, Camden County, received three bids on September 30, 1971 for the construction of Wykagyl Road, Section 4, C-16-71. The recommendation of the Borough is to make the award of contract to Atlantic Coast Services, Inc., Box [illegible], Hammonton, N. J. on their low lump sum bid of $9812.80 for 2" FABC-1 surface. Approval is recommended. Municipal Aid. (November 9, 1971)

Municipal Aid - Dennis Township
Cape May County

45 Approval is recommended of plans and supplementary specifications for the construction of Lehner Road, Section 2, Dennis Township, Cape May County, CM-4-71. Municipal Aid. (November 3, 1971)

Municipal Aid - Sea Isle City
Cape May County

46 Approval is recommended of the request from Sea Isle City of adding Drainage to the approved 1968, 69,70 and 71 construction funds on 72nd Street.

Approval is also recommended of plans and supplementary specifications for the construction of 72nd Street Drainage, Sea Isle City, 6ape May County, C-9-70. Municipal Aid. (November 9, 1971)

Municipal Aid - Fairfield Township
Cumberland County

47 Approval is recommended of acceptance and authorization of final payment of $12,000.00, State's share, for the improvement of Waldans Drive, Section 1, Township of Fairfield, Cumberland County, Cu-5-70, completed by contract at a total cost of $13,665.15. Approval is also recommended of deducting $253.80 from the total cost of construction due to non-conformance to the Job Mix Formula Requirements of the Bituminous Concrete Pavement. Municipal Aid. (November 10, 1971)

Municipal Aid - Franklin Township
Gloucester County

48 Approval is recommended of acceptance and authorization of final payment of $16,139.40, State's share, for the improvement of Willow Grove Road, Section 1, Township of Franklin, Gloucester County, GL-2S-68, completed by contract including engineering and inspection at a total cost of $32,278.79. Approval is also recommended of deducting $1,574.14 from the total cost of construction due to non-conformance to the Job Mix Formula, and Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (November 10, 1971)

Municipal Aid - Harrison Township
Gloucester County

49 Approval is recommended of acceptance and authorization of final payment of $10,830.64, State's share, for the improvement of Woodland Avenue, Section4, Township of Harrison, Gloucester,County, GL-8-69, completed by contract including engineering at a total cost of $12,034.04. Municipal Aid. (November 3, 1971)

Municipal Aid-Township of Washington
Gloucester County

50 Approval is recommended of acceptance and authorization of final payment of $20,042.21, State's share, for the improvement of Johnson Road, Section 3, Township of Washington, Gloucester County, GL-3S-70, completed by contract including inspection and engineering at a total cost of $28,484.20. Municipal Aid. (November 9, 1971)

Municipal Aid - Edison Township
Middlesex County

51 Approval is recommended of acceptance and authorization of final payment of $24,129.14, State's share, for the improvement of New Dover Road, Section 1, Township of Edison, Middlesex County, MI-5-69, completed by contract at a total cost of $27,503.31. Approval is also recommended of deducting $372.99 from the total cost of construction due to non-conformance to the Job Mix Formula, of the Bituminous Concrete Pavement. (November 10, 1971)

Municipal Aid - Jamesburg Borough
Middlesex County

52 Approval is recommended of acceptance and authorization of final payment of $12,442.49, State's share, for the improvement of Davison Avenue, Section 2, Borough of Jamesburg, Middlesex County, MI-8A-64, completed by contract at a total cost of $18,894.12. Municipal Aid. (November 9, 1971)

Municipal Aid - Jamesburg Borough
Middlesex County

53 Jamesburg Borough, Middlesex County, received one bid on September 14, 1971 for the construction of Stockton Avenue, Mi-8-69. The recommendation of the Borough is to make the award of contract to Cardell Const. Co., 1000 Industrial Highway, Keasbey, N.J. on their low lump sum bid of $18,816.50 for 2" FABC-1 surface. Approval is recommended. Municipal Aid. (November 10, 1971)

Municipal Aid - Metuchen Borough
Middlesex County

54 Approval is recommended of plans and supplementary specifications for the construction of Lake & Whitman Avenues, Metuchen Borough, Middlesex County, Mi-8-70. Municipal Aid. (November 9, 1971)

Municipal Aid - City of Perth Amboy
Middlesex County

55 Approval is recommended of acceptance and authorization of final payment of $34,088.00, State's share, for the improvement of Arnold Avenue, Charles Street, Meade Street, William Street, Alpine Street and Keene Street, City of Perth Amboy, Middlesex County, Mi-5F-68, completed by contract at a total cost of $44,161.92. Approval is also recommended of deducting $234.14 from the total cost of construction due to non-conformance to the Job Mix Formuls Requirements of the Bituminous Concrete Pavement. Municipal Aid. (November 10, 1971)

Municipal Aid - So. Brunswick Twp
Middlesex County

56 Approval is recommended of acceptance and authorization of final payment of $16,077.78, State's share, for the improvement of Fresh Ponds Road, Section 2, Township of South Brunswick, Middlesex County, MI-17-66, completed by contract at a total cost of $22,302.43. Approval is also recommended of amending the Supplementary Specifications to eliminate the requirement of a Guaranty Bond under Article 1.8.7. Municipal Aid. (November 9, 1971)

Municipal Aid - South Plainfield Borough
Middlesex County

57 Approval is recommended of the action taken by the Mayor and Council of South Plainfield Borough, Middlesex County, in rejecting the one bid as received on October 8, 1971 for the construction of Lakeview Avenue, Mi-19-70, due to the bid being in excess of the estimated cost. (November 3, 1971)

Municipal Aid - Spring Lake Heights Boro
Monmouth County

58 Approval is recommended of plans and supplementary specifications for the construction of Sixth Avenue, Spring Lake Heights Borough, Monmouth County, Mn-27-71. Municipal Aid. (November 8, 1971)

Municipal Aid - Jefferson Township
Morris County

59 Approval is recommended of the use of $42,547.00 of Extraordinary State Aid funds for the improvement of Weldon Road, Section 4, M-12F-70, in Jefferson Township and that the agreement between the State and the Township of Jefferson covering such work be executed. Extraordinary State Aid funds of $42,547 set up on "project to be determined" are to be applied to this project.

Approval is further recommended of authorizing Jefferson Township to proceed with the execution of the proposed improvement project when the necessary formalities have been observed. (November 3, 1971)

Municipal Aid - Township of Brick
Ocean County

60 Approval is recommended of acceptance and authorization of final payment of $12,374.98, State's share, for the improvement of Pine Tree Drive, Section 2, Tennessee Drive & Marcy Place, Township of Brick, Ocean County, 0-6-69, completed by contract at a total cost of $16,967.50. Municipal Aid. (November 9, 1971)

Municipal Aid - Borough of Pompton Lakes
Passaic County

61 Approval is recommended of acceptance and authorization of final payment of $6,295.86, State's share, for the improvement of Beech Avenue, Borough of Pompton Lakes, Passaic County, P-5F1-66, completed by contract at a total cost of $13,182.58. Municipal Aid. (November 9, 1971)

Municipal Aid - Totowa Borough
Passaic County

62 Approval is recommended of acceptance and authorization of final payment of $50,774.63, State's share, for the improvement of Furler Street, Borough of Totowa, Passaic County, P-11-66, completed by contract at a total cost of $61,587.16. Approval is also recommended of amending the supplementary specification to eliminate the requirement of guaranty bond under Article 1.8.7. Municipal Aid. (November 9, 1971)

Municipal Aid - Bound Brook Borough
Somerset County

63 Bound Brook Borough, Somerset County, received three bids on October 5, 1971 for the construction of Somerset Street, So-4-71. The recommendation of the Borough is to make the award of contract to Jannarone Engr. Co., 1108 Millstone River Road, Somerville, N. J. on their low lump sum bid of $19,736.20 for 2" FABC-1 surface. Approval is recommended. Municipal Aid. (November 3, 1971)

Municipal Aid - Rocky Hill Borough
Somerset County

64 Approval is recommended of plans and supplementary specifications for the construction of Princeton Avenue, Rocky Hill Borough, Somerset County, So-18-69. Municipal Aid. (November 9, 1971)

Municipal Aid - Stillwater Township
Sussex County

65 Stillwater Township, Sussex County, received four bids on October 12, 1971 for the construction of Hampton Road, Section 2, Su-19-70. The recommendation of the Township is to make the award of contract to Zitone Const. & Supply Co., RFD, Port Jervis, N. Y. on their low lump sum bid of $21,407.70 as reduced from $24,637.70 by way of forms SA-25H(a) and SA-25H(b) for Bituminous Surface Treatment. Approval is recommended. Municipal Aid. (November 10, 1971)

Municipal Aid - Vernon Township
Sussex County

66 Vernon Township, Sussex County, received two bids on October 15, 1971 for the construction of Canistear Road, Section 9, Su-15-65. The recommendation of the Township is to make the award of contract to K.P. & B Co., Box 145, Belvidere, N.J. on their low lump sum bid of $73,460.60 for 3" Bituminous Concrete Mix #5 surface. Approval is recommended. Municipal Aid. (November 9, 1971)

Municipal Aid - Fanwood Borough
Union County

67 Approval is recommended of plans and supplementary specifications for the construction of Third Street, Fanwood Borough, Union County, U-3F-69. Municipal Aid. (November 8, 1971)

Right of Way Items

Right of Way
Route 24 Freeway, Section 12

68 There is presented deed from the State of New Jersey to the high bidder in the amount of $250.00 covering the following item, the sale of which was approved on October 14, 1971.

Route 24Fwy, Section 12, Parcel VX161B2

The Commissioner of Transportation does hereby determine that Parcel VX161B2 is no longer required for the use of the State of New Jersey in the improvement, betterment, reconstruction or maintenance of any State highway.

It is recommended that this deed be executed and authority granted to make delivery of the same upon the payment to the State of the full amount of the bid. (November 4, 1971)

Right of Way
Route 80, Section 5K

69 There is presented deed from the State of New Jersey to the high bidder in the amount of $1,150.00 covering the following item, the sale of which was approved on October 14, 1971.

Route 80, Section 5K, Parcel VX25C2

The Commissioner of Transportation does hereby determine that Parcel VX25C2 is no longer required for the use of the State of New Jersey in the improvement, betterment, reconstruction or maintenance of any State highway.

It is recommended that this deed be executed and authority granted to make delivery of the same upon the payment to the State of the full amount of the bid. (November 4, 1971)

NO. 41 - 1971

Right of Way
Route 21 Freeway, Section 6

70 There is presented negotiated purchase agreement on Route 21 Freeway, Section 6, Control Section No. 0234-401, From Monroe Street to Route 80.

Parcels 133A & 133B	Curtiss Wright Corporation (A Delaware Corporation)	Consideration $686,600
Plus 2 remainders to be acquired		$ 32,600
	Total Consideration	$719,200

These parcels have been appraised and the Reviewer's registered Fair Market Value determination total being $686,600, the value of the 2 remainders being $32,600, totaling $719,200, approval is recommended.

Authority is requested to dispose of the improvements to the road contractor, by public auction, or by sealed bids. **(November 10, 1971)**

Right of Way
Route 23, Section 2

71 There is presented negotiated purchase agreement on Route 23, Section 2, Control Section 1604401, From Essex County Line to Black Oak Ridge Road.

Parcel 15	Public Service Electric & Gas Company	Consideration $1,400.

The parcel having been appraised and the Reviewer's registered Fair Market Value determination being $1,300 and the variance not being substantial, the agreement would appear in the public interest and approval is recommended.
(November 4, 1971)

Right of Way
Route 35 Freeway, Section 1

72 There is presented negotiated purchase agreement on Route 35 Freeway, Section 1, Federal Project F-207-(10), Atlantic Avenue To Shark River;

Parcel 6	Robert J. Wombough and	Consideration $35,750.
Plus Remnant	Virginia G. Wombough, h/w	250.
	Total Consideration	$36,000.
	(Including down payment of	$ 9,000.)

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $35,750 for Parcel 6 and $250 for the Remnant, totaling $36,000. The Replacement Housing Bonus is Zero. Approval is recommended.

Authority is requested to dispose of the 1 1/2 story stucco dwelling, 1 story frame shed, and 550 gallon oil tank, to the road contractor by public auction or by sealed bids. **(November 10, 1971)**

Right of Way
Route 80, Section 4E

73 There is presented negotiated purchase agreement for the conveyance of a drainage easement on Route 80(1953), Section 4E, From Two Bridges Road to Plover Avenue;

Parcel D130B	Joseph Giannasio & Hilda Giannasio, h/w.	Consideration $600

This parcel having been appraised and the Reviewer's registered Fair Market Value determination is $300. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.
(November 9, 1971)

Right of Way
Route 202 Freeway, Section 20

74 There is presented negotiated purchase agreement on Route 202 Freeway, Section 20, New Hope-Lambertville Bridge to Route U.S. 202;

Parcel 33	Sarah L. Strong, single & Letitia A. Strong, widow	Consideration $2,200.

The parcel has been appraised and the Reviewer's registered Fair Market Value determination is $1,800. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.
(November 10, 1971)

Right of Way
Route 440 Freeway, Section 1

75 There is presented negotiated purchase agreement on Route 440 Freeway, Section 1, Federal-aid Project F-209-(2), New Jersey Turnpike to Route 35.

Parcels E206J and R206G	John F. Nash & Robert C. Haldeman, Trustees of the Property of the Lehigh Valley Railroad Company, Debtor	Consideration $25,500

The parcels have been appraised and the Reviewer's registered Fair Market Value determination is $25,500, approval is recommended.
(November 9, 1971)

Right of Way
Route U.S. 9, Section 4

76 There is presented again the acquisition of property on Route U. S. 9 (1953), Section 4, Ernston Road To Route 18. Condemnation proceedings were previously authorized on April 30, 1970 as the owners' demand was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows;

Parcel 74	Floyd Green, Single, and Mildred V. Green, Single	Consideration $67,000.
	Including the court deposit of plus interest, previously withdrawn by the seller.	$67,000.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $67,000. The Replacement Housing Bonus is Zero. Approval is recommended.

It is further recommended that the condemnation proceedings previously authorized be discontinued.

Authority is requested to dispose of the 2 1/2 story frame dwelling, 1 car frame garage, 1 story barn, 2 chicken coops, and 2 sheds, to the road contractor by public auction, or by sealed bids.
(November 10, 1971)

Right of Way
Route 15 Freeway, Section 10

77 There is presented again the matter of acquisition of property on Route 15F, Section 10, Main Street to Sunset Inn - Limecrest Road, Parcel 6, Lake Mohawk - Sparta Gun Club. Condemnation proceedings were authorized on August 31, 1970 at which time the owners demanded $25,000. which was considered excessive. A Complaint was filed on February 19, 1971 and a court deposit in the sum of $1,300. was made on June 3, 1971.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 6	Lake Mohawk - Sparta Gun Club	Consideration $1,300.

The parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $1,300. Approval is recommended.

It is further recommended that condemnation proceedings previously authorized be rescinded. Further authority is requested to withdraw the sum of $1,300. previously deposited with the Superior Court. (November 10, 1971)

Right of Way
Route 21 Freeway, Section 6

78 There is presented again the matter of acquisition of property on Route 21 Freeway, Section 6, Control Section 1603-403, Monroe Street to Route 80. Condemnation proceedings were previously authorized as the registered Fair Market Value determination of $32,000 was offered to and refused by the owner.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 88	Marjan Krajewski & Julia, h/w	Consideration	$32,000.
		Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe, and sanitary replacement dwelling.	2,800.
		Including down payment of	8,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $32,000. The Replacement Housing Bonus is $2,800. The agreement would appear to be in the public interest. Approval is recommended.

It is also recommended that condemnation proceedings previously authorized be discontinued.

Authority is requested to withdraw the deposit heretofore made into the Superior Court.

It is further recommended that authority be granted to dispose of the improvements to the road contractor by public auction or by sealed bids.
(November 10, 1971)

Right of Way
Route 23, Section 2

79 There is presented again the matter of acquisition of property on Route 23, Section 2, Control Section 1604401, Essex County Line to Black Oak Ridge Road. Condemnation proceedings were previously authorized as the registered Fair Market Value determination is $4,750., which was offered to and refused by the owner.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 33	Leo Caputo & Millie, h/w	Consideration $5,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $4,750. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is also recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (November 1, 1971)

Right of Way
Route 29 Freeway, Section 10

80 There is presented again the matter of acquisition of property on Route 29 Freeway, Section 10, Federal-aid Project I-295-8-(9), From Lalor Street to Route 37. Condemnation proceedings were previously authorized on May 10, 1971, because the owners refused the State's suggested settlement offer of $9,600. and due to illness could not negotiate.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcels R43A1, U43B1 and 43C	Harry R. Gropp and Marie H., his wife	Consideration $10,600.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $9,600. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking.

Said Parcel U43B1 being required to relocate the water facilities of the City of Bordentown, authority is requested to convey said parcel to the City of Bordentown at such time as a utility order has been consummated which provides for said conveyance (November 10, 1971)

Right of Way
Route 29 Freeway, Section 10

81 There is presented again the matter of acquisition of property on Route 29 Freeway, Section 10, Federal-aid Project I-195-8-(9), From Lalor Street to Route 37. Condemnation proceedings were previously authorized on June 28, 1971, at which time the owners refused the State's suggested settlement offer of $15,250 plus a replacement hosuing bonus of $4,625 and demanded $20,000 plus a replacement housing bonus of $4,625 which is considered excessive.

Continued negotiations have resulted in an agreement as follows:

Parcel 41	Benedict J. Vannozzi & Rose M., his wife	$15,250.
	Less owners' Retention and Removal of the 1½ story frame dwelling	800.
	Net Cash Consideration	$14,450.
	Including a down payment of	3,600.
	Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling	4,625.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $15,250. The Replacement Housing Bonus is $4,625. The Retention Estimate is $800. It is recommended that this agreement be approved.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (November 10, 1971)

Right of Way
Route 36, Section 3

82 There is again presented the matter of acquisition of property on Route 36 (1953), Section 3, Federal Project U-111-(11), N. A. D. R. R. and Highway to Highland Beach. An agreement was previously approved by the Commissioner in the name of A. P. Busch, Inc. (A New Jersey Corporation) for the sum of $700 on April 21, 1966.

Subsequently, our Title Bureau advised us that foreclosure proceedings were instituted and consummated by the sale of the subject property. Continued negotiations have resulted in the execution of an agreement as follows;

Parcel 4513	Frank J. Manson and Margaret G. Manson, h/w	Consideration $1,000.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $700. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is further recommended that the Commission Action previously approved by the Commissioner be rescinded and that the approved agreements be declared null and void. **(November 9, 1971)**

Right of Way
Route 78, Section 5F

83 There is presented again the matter of acquisition of property on Route 78, Section 5F, Federal Aid Project I-78-5-(5), Lyons Avenue to Schuyler Avenue. Condemnation proceedings were previously authorized as the registered Fair Market Value determination is $1,500., which was offered to and refused by the owner.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcels 59A & B	John McNair & Ruth, h/w	Consideration $1,700.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $1,500. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

There has been no court deposit.

It is also recommended that condemnation proceedings previously authorized be discontinued. **(November 1, 1971)**

Right of Way
Route 80, Section 4E

84 There is presented again the matter of acquisition of property on Route 80, Section 4E, Federal-aid Project I-80-4-(10), Two Bridges Road to Glover Avenue. Condemnation proceedings were previously authorized and the registered Fair Market Value determination is $3,000., which was offered to and refused by the owner.

A commission hearing was held on April 8, 1969 and an award was rendered in the amount of $3,000 which the owner appealed.

Prior to the jury trial our trial attorney recommended settlement at $4,300 being that the case was over two years old and legal costs can be considered. Further it was his opinion that a judgment could not be achieved under this settlement in which the Right of Way Division concurred. Agreements were executed by the owner as follows:

Parcel 150	Jacob DeVisser & Florence, h/w	Consideration $4,300.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $3,000. The variance is not substantial considering court costs and possible trial exposure because of our taking. The agreement would appear to be in the public interest and approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. **(November 10, 1971)**

Right of Way
Route 295, Section 7

85 There is presented again the matter of acquisition of property on Route 295, Section 7, Federal-aid Project I-295-2-(45), From Crosswicks Creek to Route 33. Condemnation proceedings were previously authorized on March 12, 1971, at which time the owners were demanding $7,500.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 163	Anthony R. Pontoriero & Marian J., his wife	Consideration $6,800.

The parcel has been appraised and the Reviewer's registered Fair Market Value determination is $6,500. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

No deposit having been made into Superior Court, no request for withdrawal is necessary. **(November 9, 1971)**

Right of Way
Route 295, Section 7

86 There is presented again the matter of acquisition of property on Route 295, Section 7, Federal-aid Project I-295-2-(45), Crosswicks Creek to Route 33. Condemnation proceedings were previously authorized on March 22, 1971, at which time the owner was demanding $100,000.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 203	Davel Realty Corp. (a N. J. Corp.)	Consideration $56,200.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $56,200, approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. **(November 1, 1971)**

Right of Way
Route 29 Freeway, Section 10

87 There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 29 Freeway, Section 10, Project No. I-195-8-(9), Lalor Street to Route 37, Parcel 18A,B.

Authority is requested to rent the dwelling to Lottie Wiacek for a rental of $185 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 29-10-18A & B-1. This unit is owner occupied and has not been previously rented. The $185 per month rental appears fair and reasonable and is based on the attached comparable rental documentation report and analysis of October 18, 1971.

Authority is also requested to close title subject to the lease occupancy. (November 4, 1971)

Right of Way
Route 295, Section 7

88

There is presented the matter of a Dwelling Lease Occupancy Agreement for the structure located on Route 295, Section 7, Project No. I-295-2-(45), Crosswicks Creek to Route 33, Parcel 1A.

Authority is requested to rent the above structure to Foreign War Veterans Home Association of Hamilton Township for a rental of $350 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 295-7-1A-1.

The rent to be charged is based on our ten percent formula since a thorough survey of the market indicated no comparable rental properties. The rent to be charged of $350 is fair and reasonable and is based on documentation submitted by the Trenton District office. The owners will have full use of the State's purchase price payment of $42,900 during the rental period.

Authority is also requested to close title subject to the lease occupancy. (November 8, 1971)

Right of Way
Route 35, Section 6

89

There is presented again the matter of condemnation of property on Route 35 (1953), Section 6, Asbury Avenue to Eatontown, Parcel 30, Albert G. Mansfield and Margaret, h/w.

Condemnation proceedings were previously authorized on July 21, 1970, at which time the State's registered Fair Market Value of $34,400. was offered to and refused by the owner who refused to negotiate at that time.

Subsequently, an appraisal updating to the date of complaint resulted in the Fair Market Value being re-registered in the amount of $43,900. which was offered to and refused by the owner who still refused to negotiate.

Authority is requested to deposit an additional $9,500. with the court which when added to the amount of $34,400. previously deposited will equal the re-registered Fair Market Value of $43,900. (November 4, 1971)

Right of Way
Route 78, Section 5G

90

There is presented the matter of an Owners Housing payment on Route 78, Section 5G, Project # I-78-5-(6), from Schuyler Avenue to Elizabeth Avenue, Parcel 691, Former Owner: Dan Nash.

An Agreement was approved by the Assistant Commissioner, Highways, on November 1[illegible], 1969 and subsequently by reason of the owner's entitlement to additional benefits, a Replacement Housing Additive was established in the amount of $5,000.

The owner complied with the State's regulations in that he purchased and occupied decent, safe and sanitary housing and submitted the required application for supplementary payment. The State's representative inspected the housing on September 23, 1971 and certified that the replacement housing is decent, safe and sanitary.

Authority is requested to pay the Replacement Housing Bonus in the amount of $5,000. (November 4, 1971)

Right of Way
Route 95, Section 3

91 There are presented report and appraisal with map and description on Route 95, Section 3, Federal-aid Project IP-95-5-(10), Scotch Road to Elm Ridge Road, Parcels 14B & 15, Kenneth Y. Atchley and Amy L. P. Atchley, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels in fee simple, subject to any public utilities existing in the premises. State's Fair Market Value offer of $88,050 was not accepted by owners who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $88,050.

Upon taking possession, authority is requested to dispose of the buildings to the road contractor, by public auction or by sealed bids.

(November 4, 1971)

Appraisal Contract
Bond, Plank & Geary, Inc.
Route 76, Section 1

92 Under date of April 4, 1966 the Deputy State Highway Commissioner approved a contract with Bond, Plank & Geary, Inc. to appraise a number of parcels on Route 76, Section 1. Included in the contract was Parcel DA 1052 on which an appraisal has been submitted. It is now necessary to secure an updated appraisal to the complaint date.

Bond, Plank & Geary who made the appraisals on this contract has since been dissolved and is presently reorganized under the name of Robert W. Plank & Associates. Bond, Plank & Geary has transferred its interest to the new organization and all work on this contract is now being performed by Robert W. Plank & Associates.

Authority is requested to modify the contract by addition of the attached amendment which is submitted with recommendation that it be approved and executed by the Commissioner.

Parcel to be updated - DA 1052, fee $425

(November 4, 1971)

Appraisal Contract
Hansen Appraisal Service, Inc.
Route 78, Section 5D

93 Under date of August 5, 1965 the Deputy State Highway Commissioner approved a contract with Hansen Appraisal Service, Inc. to appraise a number of parcels on Route 78, Section 5D. Included in the contract were Parcels 231A and 231B on which appraisals have been submitted. It is now necessary to secure reappraisals in order to bring the original figures up to the complaint dates.

Hansen Appraisal Service made the appraisals on this contract through a subsidiary, Appraisal Consultants, Inc. Hansen Appraisal Service later transferred its interest to the subsidiary and all work on this contract is now being performed by Appraisal Consultants, Inc.

Authority is requested to modify the contract by addition of the attached amendment which is submitted with recommendation that it be approved and executed by the Commissioner.

Parcels to be updated - 231A & X231C, fee $350; 231B, fee $200

(November 10, 1971)

Legal Items

Right of Way
Route 18 Freeway, Section 10

94 There is presented here the matter of the condemnation of property on Route 18F, Section 10, Parcels 12, L12B, L12C, and 12D owned by Orgo Farms and Greenhouse, Inc. A commission action having been approved by the Commissioner on September 30, 1971, this action is presented to amend the last paragraph of that action to read as follows:

In addition, it is further recommended that Route 18Fwy, Section 10, Parcel 9E, owned by Walter C. Zimmerer, Jr., be eliminated and any condemnation proceedings that have commenced only against this parcel, be abandoned, as the Court would not permit any testimony as to the construction of the access road represented by this parcel in mitigation of damages. (November 5, 1971)

Right of Way
Route 23, Section 2

95 There is presented here the matter of a commission award entered against the State in the condemnation of property on Route 23, Section 2, Parcel 23, owned by Harold Shaw; et al.

The complaint was filed on March 10, 1971. A deposit of $2,100 was made on March 15, 1971. The fair market value is registered in the amount of $2,500. At the hearing the experts for the owner testified to values of $9,157 and $9,600. The State's experts testified to the value of $2,500. The Report of Commissioners dated September 1, 1971 is in the amount of $6,200.

A protective appeal is being filed and conformation of same is being recommended.(November 5, 1971)

Right of Way
Route 37 Freeway, Section 4

96 There is presented here the matter of the condemnation of property on Route 37Fwy., Section 4, Parcels 1A, R1B, R4C owned by Ocean-Val Inc.,; et al.

The above entitled matter was scheduled for trial on September 13, 1971. After consultation with James V. Hyde, Director, Division of Right of Way, it was agreed that a settlement in the amount of $47,000.00 was most favorable to the State.

Complaint was filed in this matter on August 1, 1968. Fair market value was registered at $41,400.00. There was a deposit in the amount of $44,200.00. The commissioners returned an award of $51,580.00. It is recommended the Judgment in the amount of $47,000.00 be paid less the deposit of $44,200.00. The above settlement includes all interest. (November 5, 1971)

Right of Way
Route 45, Section 6

97 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $29,500.00 in the condemnation of property on Route 45, Section 6, Parcel R9, owned by Anna Hertlein, et al.

The above entitled matter was scheduled for trial on January 18, 1971. After consultation with the Legal Division, it was agreed that a settlement in the amount of $37,450.00, together with interest as stipulated in the judgment, would be most favorable to the State. Accordingly, this matter was settled with the property owner in the amount of $37,450.00 together with interest as stipulated in the judgment. Complaint was filed on April 30, 1969 and a deposit was made into Court on February 20, 1970 in the amount of $18,300.00. Fair Market Value was registered in the amount of $35,450.00.

The State was represented by Fee Attorney Steven Z. Kleiner.

It is, therefore, recommended that payment be made on the judgment in the amount of $37,450.00 together with interest, if any, as stipulated in the judgment, and less the deposit paid into Court in the amount of $18,300.00. (November 4, 1971)

Right of Way
Route 46, Section 3

98 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $9,500.00 in the condemnation of property on Route 46, Section 3, Parcel LR9A, owned by James Doyle, et al.

At the trial, held on May 17, 18, 19, 1971, the property owner offered testimony in the amount of $40,700.00. The State presented testimony in the amount of $7,950.00. Complaint was filed on October 2, 1969 and no deposit was made into Court. Fair Market Value was registered in the amount of $7,950.00. The jury returned a verdict in the amount of $7,950.00.

The State was represented by Fee Attorney Herbert M. Strulowitz.

It is, therefore, recommended that payment be made on the judgment in the amount of $7,950.00 together with interest, if any, as stipulated in the judgment. (November 8, 1971)

Right of Way
Route 47, Section 14

99 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $30,200.00 in the condemnation of property on Route 47, Section 14, Parcel 2, owned by Raymond H. Rowand; et al.

At the trial, held on June 16 and 17, 1971, the property owner offered testimony in the amount of $41,850.00. The State presented testimony in the amount of $15,000.00. Complaint was filed on August 18, 1969 and a deposit was made into Court on August 15, 1969 in the amount of $15,000.00. The Fair Market Value was registered in the amount of $15,000.0C. The jury returned a verdict in the amount of $37,000.00.

The State was represented by Fee Attorney John W. Dailey.

It is, therefore, recommended that payment be made on the judgment in the amount of $37,000.00 together with interest as stipulated in the judgment, and less the deposit paid into Court in the amount of $15,000.00. (November 4, 1971)

Right of Way
Route 70, Section 15

100 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 70, Section 15, Parcel L2A, owned by C. P. B. Realty, et al:

At the hearing, held on August 13, 1971, the property owner offered testimony in the amount of $65,800. The State presented testimony in the amount of $22,100. The Complaint was filed on April 18, 1969 and no deposit was made into court. Fair Market Value was registered in the amount of $22,100. Commissioners' returned an award in the amount of $41,000.

The State was represented by Fee Attorney Lewis Krieger.

Since the Commissioners' award in the amount of $41,000 exceeds the State's Fair Market Value by $18,900., it is recommended that the appeal be approved. (November 4, 1971)

Right of Way
Route 71, Section 3

101 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $4,000.00 in the condemnation of property on Route 71, Section 3, Parcel 7B, owned by Myrtle M. McKeon, et al.

At the trial, held on September 13, 14, and 15, 1971, the property owner offered testimony in the amount of $10,000.00. The State presented testimony in the amount of $800.00. Complaint was filed on June 18, 1969 and a deposit was made into Court on November 11, 1969 in the amount of $700.00. Fair Market Value was registered in the amount of $800.00. The jury returned a verdict in the amount of $2,500.00.

The State was represented by Fee Attorney David H. Rothberg.

It is, therefore, recommended that the judgment in the amount of $2,500.00 be approved and that payment in the sum of $1,800.00 being the amount over and above the deposit paid into Court, be paid together with lawful interest plus costs, if any, as computed by the Bureau of Titles. (November 4, 1971)

Right of Way
Route 76, Section 1

102 There is presented herewith the matter of the Commissioners' award in the condemnation of property on Route 76, Section 1, Parcel 4055, in the City of Camden, County of Camden, owned by Josephine Lodato; et al.

This was an entire taking.

The fair market value is registered in the sum of $1,800.00. There was no deposit into Court. An agreement was secured from one of the owners, but the other owner refused to agree because of outstanding tax liens on the said property.

At the hearing before Commissioners the State testified to the sum of $1,800.00.

The owner did not appear at the hearing.

The Commissioners' Award was in the sum of $2,500.00.

It is recommended that said award be approved and the sum of $2,500.00 be paid into Court because the outstanding liens are in excess of the fair market value. (November 5, 1971)

Right of Way
Route 78, Section 4C

103 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $173,800.00 in the condemnation of property on Route 78, Section 4C, Parcels 96A &R96B, owned by Board of Chosen Freeholders of the County of Union, et als.

At the trial held on July 19th, 20th, 22nd, 23rd, 26th, and 27th, 1971, the property owner offered testimony in the amount of $281,800.00. The State presented testimony in the amount of $114,100.00. Complaint was filed on April 3, 1968 and a deposit was made into Court on April 3, 1968 in the amount of $63,800.00. Fair Market Value was registered in the amount of $114,100.00. The jury returned a verdict in the amount of $165,650.00.

The State was represented by Fee Attorney Harry J. Riskin.

It is, therefore, recommended that payment be made on the judgment in the amount of $165,650.00 together with interest as stipulated in the judgment, and less the deposit paid into Court in the amount of $63,800.00. (November 4, 1971)

Right of Way
Route 78, Section 5G

104 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $5,250.00 in the condemnation of property on Route 78, Section 5G, Parcel 639, owned by Greater New Jersey Securities, Ltd., et al.

The above entitled matter was settled before trial after consultation with the Legal Division and it was agreed that a settlement in the amount of $4,250.00, which sum includes all claims for interest, and without cost to either parties, would be most favorable to the State. Accordingly, this matter was settled with the property owner in the amount of $4,250.00, which sum includes all claims for interest, and without cost to either parties. Complaint was filed on October 28, 1968 and a deposit was made into Court on October 28, 1969 in the amount of $2,750.00. Fair Market Value was registered in the amount of $2,750.00.

The State was represented by Fee Attorney Robert Tessler.

It is, therefore, recommended that the judgment in the amount of $4,250.00 be approved and that payment in the sum of $1,500.00, being the amount over and above the deposit paid into Court, be paid together with lawful interest, if any, as computed by the Bureau of Titles. (November 4, 1971)

Right of Way
Route 80, Section 3A

105 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $34,000.00 in the condemnation of property on Route 80, Section 3a, Parcel 86, owned by Vincent D'Accardi et als.

At the trial, held on September 13, 14, 15, 16 and 17, 1971, the property owner offered testimony in the amount of $92,000.00. The State presented testimony in the amount of $24,600.00 . Complaint was filed on August 29, 1969, and a deposit was made into Court on November 19, 1970 in the amount of $9,250.00; and an additional $15,350.00 was deposited on December 1, 1970, making a total of $24,600.00. Fair Market Value was registered in the amount of $24,600.00. The Jury returned a verdict in the amount of $36,400.00.

The State was represented by Fee Attorney Max Spinrad.

It is, therefore recommended that payment be made on the judgment in the amount of $36,400.00, together with interest, if any, as stipulated in the judgment, and less the deposit paid into Court in the amount of $24,600.00. (November 8, 1971)

Right of Way
Route 295, Section 4

106 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $70,000.00, in the condemnation of property on Route 295, Section 4, Parcel 29 owned by John Winzinger, et al.

At the trial held on June 22, 23 and 24, 1971, the property owner offered testimony in the amount of $77,300. The State presented testimony in the amount of $43,900.00. The Complaint was filed on March 13, 1968 and a deposit of $43,900.00 was made into Court on March 13, 1968. Fair Market Value was registered in the amount of $43,900.00. The Court returned a verdict in the sum of $70,827.00.

It is, therefore, recommended that the judgment in the amount of $70,827.00 be approved since there are no grounds for appeal, and that payment in the sum of $26,927.00, being the amount over and above the deposit paid into Court, be paid together with lawful interest as stipulated in the Judgment. (November 4, 1971)

Respectfully submitted,

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary

I hereby certify that the Approvals set forth in this Schedule were approved as indicated and recommend that such actions be ratified and confirmed.

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary, Department of Transportation

The Approvals as indicated in this Schedule are hereby ratified and confirmed.

John C. Kohl
Commissioner of Transportation

NO. 42 - 1971

STATE OF NEW JERSEY
DEPARTMENT OF TRANSPORTATION
TRENTON

SCHEDULE OF APPROVALS - NOVEMBER 18, 1971

Administration Items

Project Agreement I-295-2(53)65
Route 295, Section 8

1 It is requested that the attached project agreement in quadruplicate be approved and executed for Right-of-Way on Route 295, Sec. 8, N. J. Project I-295-2 (53) 65.

The total estimated cost is $4,250,000.00 of which ninety (90%) or $3,825,000.00 is Federal Aid Interstate Funds.

The work to be performed under this contract consists of acquiring the necessary right of way for construction. **((November 12, 1971)**

Project Agreement - I-295-2(54)68
Route 295, Section 9

2 It is requested that the attached modified project agreement in quadruplicate be approved and executed for Right of Way on Route 295, Sec. 9, N.J. Proj. I-295-2-(54) 68.

The total modified estimated cost is $3,000,000.00 of which $1,500,000.00 is Federal Aid Interstate Funds. This modification increases the total cost and Interstate funds by $500,000.00 and $250,000.00 respectively.

The work to be performed under this contract consists of acquiring the necessary rights of way for construction.

This project is a conversion of an Urban Project U-203(6) to utilize Interstate funds, therefore the 50% Federal-aid pro rata established for Project U-203 (6) is binding for the converted Project I-295-2 (54) 68. **(November 12, 1971)**

Drainage Improvements
Main Office Annex - Parkway Avenue

3 Forwarded herewith for approval are tracings prepared by the Bureau of Plant Engineering & Operation for the construction of drainage improvements at the Main Office Annex on Parkway Avenue in Trenton.

It is recommended and requested that the plans be approved by affixation of signatures on Drawing #1 for this project and authorization be granted for advertisement of bids through the Division of Purchase & Property, Department of the Treasury.

Estimated cost of project is $16,200. Funds are available in account 612-170-752.

Program Element 61302 Physical Plant Construction Projects 0406-BGP.
(November 15, 1971)

Construction Items

Route 195, Sections 1C and 2B

4 Approval is recommended in making Award of Contract to Schiavone Construction Company at their bid, the lowest of four bids received on October 28, 1971 in the amount of $11,887,197.89 for Route 195, Sections 1C and 2B, from the vicinity of Route U.S. 130 to Old York Road (County Route 539), Grading, Paving and Bridge Structures, in the Townships of Hamilton, Washington and Upper Freehold, Mercer and Monmouth Counties, Federal Project No. N.J.-I-195-8(17)65. **(November 17, 1971)**

Route 15 Freeway, Sections 8B, 9C & 10B
Demolition Contract

5 Interstate Wrecking Co., Inc., 52 Commerce Street, Springfield, New Jersey, 07081, completed all available demolition work under their contract for Route #15, Freeway, Sections #8B, 9C & 10B on October 01, 1971.

Final inspection of the project was conducted on October 06, 1971, and the project was recommended for Final Acceptance.

Therefore, it is recommended that this project be Final Accepted and Final Payment Authorized in accordance with the project Final As-Builts when they are submitted. **(November 15, 1971)**

Route 280, Section 1C, 2A & 3C

6 Poirier & McLane Corporation, Yonkers, New York, finally completed all work under their contract for Route 280, Section 1C, 2A & 3C, on June 26, 1970.

By Commission Action, dated November 2, 1970, the project was finally accepted and semi-final payment authorized, withholding one percent of the value of the completed work and deducting the sum of $4,200 for liquidated damages pending receipt of the As-Built quantities and germination of the grass.

The turf has been recommended for acceptance.

It is therefore recommended that the project be authorized for final payment in accordance with the As-Built quantities, deducting the sum of $4,200 for liquidated damages. **(November 16, 1971)**

Approved Change Orders - September 1971 (Region 2)

7 The change orders listed on the attached schedule, processed and approved by Region 2 during the month of September 1971 are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination.

Included in the schedule are the following cost basis changes (force account) which have not been audited and which are subject to audit at a later date:

Contractor	Route & Section	Federal Project #	C.O. No.	Estimated Amount
Mohawk Constructors	24, 11E&12G	None	5	1,021.00
Interstate Wrecking Co.	78, 5AL	NJ-I-78-5(3)52	9	4,363.32
S.J.Groves &Sons Co.	278, 1F	NJ-I-278-6(9)57 U-210(7)	38	279.45
"	"	" "	39	161.55
"	"	" "	40	1,470.68
"	"	" "	41	482.48
"	"	" "	37	1,320.80
Ell-Dorer Contracting Co. L. Zimmerman & Sons, Inc. C.F.Malanka & Sons, Inc. (J.V.)	280, 5L&6N	NJ-I-280-6(29)57	33	578.03

(November 12, 1971)

8

Approved Subcontracts - October 1971

The Bureau of Construction Control herein submits for approval the attached tabulation of all "Requests for Approval to Sublet" that were processed during the month of October 1971.

The tabulation consists of 27 individual requests to sublet.
(November 11, 1971)

9

Prequalification of Bidders

Approval is recommended of the attached list of assignment of classification and/or reclassification of prospective bidders as prepared by the Prequalification Committee in accordance with R.S. 27:7-35.1 et seq. The Committee consists of the State Highway Engineer, Deputy Attorney General, Director of Fiscal Management, Director, Division of Construction, and Chief Bureau of Contract Administration. (November 12, 1971)

Design Items

10

Route 55 Freeway, Sections 8B and 9A

Approval is recommended of the plans and specifications and authority to advertise for grading, paving and bridges on Route 55 Freeway, Sections 8B & 9A, from north of Garden Road to Route U.S. 40, in the City of Vineland, and Townships of Pittsgrove and Franklin, Cumberland, Salem and Gloucester Counties.
Construction Program Year: 1970-1971 Item No. 36 (November 12, 1971)

11

Trenton Station Improvements
Contract Number 2

Approval is recommended of the plans and specifications and authority to advertise for grading and paving, Trenton Station Improvements, Contract Number 2, Walnut Avenue Extension, in the City of Trenton, Mercer County.
(November 12, 1971)

12

Agreement
Route U.S. 9 (1953), Sections 24B & 4C
Ben Rosenblum

Approval and execution is recommended of the attached Agreement dated November 3, 1971, between Ben Rosenblum (Owner) and the State of New Jersey covering understandings in connection with the State's plans to dualize Route U. S. 9 (1953) Sections 24B & 4C, from Spring Valley Road to Perrine Road, Madison Township, Middlesex County.

The Owner has proposed that additional improvements be made as a change of plan to the State's construction contract entailing acceleration and deceleration lanes, paving and curb returns, for which the Owner will reimburse the State. Further; the Owner agrees to deposit with the State the sum of $6,446.51 which is the presently estimated cost for constructing additional improvements. (November 15, 1971)

Jurisdictional Agreement
Route 78, Section 4E
Borough of Watchung

13 Approval and execution is recommended of the attached Agreement dated October 15, 1971, between the Borough of Watchung of Somerset County and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 78, Section 4E, more particularly the State has built a major interchange with an overpass to carry relocated Stony Hill Road over Route 78 and a Frontage Road from said Stony Hill Road extending about 450 feet northeastwardly to provide access to areas within the Borough. **(November 12, 1971)**

Jurisdictional Agreement
Route 90, Sections 2C & 3A
Township of Moorestown

14 Approval and execution is recommended of the attached Agreement dated November 11, 1971, between the Township of Moorestown of Burlington County and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 90, Sections 2C & 3A, more particularly the State plans to build cul-de-sacs at the termini of Pine Street and Harding Avenue. **(November 18, 1971)**

Services - Engineering
A. W. Martin Associates, Inc.

15 Approval and execution is recommended of the attached Agreement dated October 15, 1971, between A. W. Martin Associates, Inc. (Consultant) and the State of New Jersey covering understandings in connection with the performance of various Field and Office Engineering Services.

The Consultant is to be remunerated for his services toward a ceiling of $29,000. plus $3,000. for contingencies, making a total amount to be set up of $32,000. **(November 15, 1971)**

Utilities - Route 7, Section 1D
Public Service Electric and Gas Company

16 Approval and execution is recommended of the attached Agreement (Agreement No. 10) dated October 7, 1971, between the State of New Jersey and the Public Service Electric and Gas Company, covering understandings in connection with the State's construction of Route 7, Section 1D, located in the Town of Kearny, County of Hudson, which construction will require relocation of existing electrical facilities owned and operated by the Company.

The utility Company is to be reimbursed for the actual cost of removal and relocation work, at an estimated cost (including contingencies) of $40,000.00. **(November 15, 1971)**

Utilities - Route 202 Freeway, Section 20B
Elizabethtown Gas Company

17 Approval and execution is recommended for the attached Order (PUC-14-202-20B), issued to the Elizabethtown Gas Company covering understandings in connection with the State's construction of Route 202 Freeway, Section 20B, located in the Townships of East Amwell and West Amwell, County of Hunterdon, which construction will require relocation of certain existing gas facilities owned and operated by the Company.

The Utility Company is to be reimbursed for actual cost of removal and relocation work, at an estimated cost (including contingencies) of $43,400.00. **(November 15, 1971)**

Utilities - Route 280, Section 5L & 6N
City of Orange-Sanitary Sewers

18 Under the terms of Agreement (PUA-348-280-5L&6N and Change Order No. 2) the City of Orange was authorized to perform certain engineering work, relative to the relocation of City sewer facilities. The relocation work was required to accommodate the construction of Freeway Interstate Route 280, Section 5L&6N. The physical sewer facility relocation work was included in the State's highway construction contract.

The sewer facility relocation work has been completed and correspondingly the engineering work. The total cost of the engineering work (plan review and field inspection) is $2,174.10.

In order to permit payment of bills, which have been presented by the City, funds in the amount of $2,174.10 are required for the subject heading Utility Agreement. (November 15, 1971)

Request for Project Initiation
Route 4 and Howland Brook
Paramus - Bergen Co.

19 Authority is hereby requested to initiate a design project for the construction of an 8 foot-7inch X 5 foot-11 inch multi-plate pipe arch culvert on Route 4 and Howland Brook (Van Saun Brook) Paramus, Bergen County.

The project will be designed by Department forces.

The estimated construction cost for this project is $60,000. Funds will be requested at a later date. (November 12, 1971)

Maintenance Items

Snow Removal - Contracts

20 Authority is requested to negotiate snow removal contracts for the coming 1971-1972 winter season with the following contractors:

Mercury Trucking, Oakland, N.J. - Snow Section 5213265.

R. D. G. Trucking, Inc., Clifton, N.J. - Snow Section 5219263.

Monmouth Trucking & Demolition, Belford, N.J. - Snow Section 5313261.

Joseph J. Bechta Trucking Co., Inc., Somerdale, N.J. - Snow Sections 5413262 and 5417261.

Nicholas F. Fanelli, Blackwood, N.J. - Snow Sections 5414261 and5414262.

Robert Redrow, Glendora, N.J. - Snow Section 5417262.
(November 18, 1971)

Public Transportation Items

Agreement with Six Operating Bus Companies

21

Execution of agreement dated November 15, 1971, between the State of New Jersey, acting by and through the Commuter Operating Agency, and the Trustee for Inter City Transportation Company, Inc., Lake Region Coach Company, Inc., Northeast Coach Lines, Orange and Black Bus Lines, Inc. and Warwick-Greenwood Lake, New York Transit, Inc., and Homestead Transit Company, Inc., providing for the operation of essential bus service until December 14, 1971 pursuant to the provisions of Chapter 134, Laws of 1969, as amended, at a cost to the State not to exceed $80,000 for the purpose of paying insurance premiums for the months of October and November 1971. Payment to the carrier is due by November 25, 1971.

Funds in the amount of $80,000 are available in account **(November 18, 1971)**

Traffic Engineering Items

Signs - School Crossing - Rt. US9 Middle Township

22

It is recommended that the attached agreement, which provides for the Electrical Bureau to install two (2) flashing yellow "school crossing" signs located adjacent to the intersections with Route US9 of Bennett Road and Atlantic Avenue, Middle Township, Cape May County, be approved. The State's share of the estimated cost will be $1,395 and there will be an annual maintenance cost to this Department of $50. **(November 15, 1971)**

Signals - Traffic - Route 45 Mantua Township

23

It is recommended that the attached amendment to the agreement with the Township of Mantua, dated August 12, 1958, be approved. It provides that the existing traffic signal flasher at the intersection of Route 45 and Barnsboro Road-Mount Royal Road, Mantua Township, Gloucester County, be converted to a semi-traffic actuated signal with pedestrian push buttons. The State will convert the traffic signal at an estimated cost of $5,583 and there will be an annual maintenance cost to this Department of $240. **(November 15, 1971)**

Local Government Aid Items

TOPICS T4003(2) - Atlantic County less Atlantic City

24

Presented herewith is Preliminary Engineering Agreement between the N. J. Dept. of Transportation and Kammerer, Symes & King concerning Federal-aid TOPICS Project T4003(2) for the development of a comprehensive traffic engineering study of the streets and highways in the County of Atlantic County, less Atlantic City. Total estimated cost $177,000.00 to be financed 12½% from Atlantic County, 37½% from the N.J. Dept. of Transportation, and 50% from federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968.

Approval and execution of the attached agreement in duplicate is recommended.

611 03 PVC 612 120 769 **(November 15, 1971)**

TOPICS PROGRAM - T-4001(41)
New Milford Boro, Bergen County

25 It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project involves the preliminary engineering for improvement of roadways and intersections in the Boro of New Milford, Bergen County, TOPICS Program No. T-4001(41). Total estimated cost is $23,270.00 to be financed 12½% from the Boro of New Milford, 37½% from the N. J. Department of Transportation, and 50% from federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968. (November 18, 1971)

TOPICS PROGRAM T-4001(40)
Tenafly Boro, Bergen County

26 It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project involves the preliminary engineering for improvement of roadways and intersections in the Boro of Tenafly, Bergen County, TOPICS Program No. T-4001(40). Total estimated cost is $27,196.00 to be financed 12½% from the Boro of Tenafly, 37½% from the N. J. Department of Transportation, and 50% from federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968. (November 18, 1971)

TOPICS PROGRAM - T-4001(39)
Traffic Circle Improvement
Livingston Twp., Essex County

27 It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project involves the improvement of a traffic circle in Livingston Twp., Essex County, TOPICS Project No. T-4001(39). Total estimated cost is $550,000.00 to be financed 50% from the New Jersey Department of Transportation, and 50% from federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968.

61103-SJT-620-160-810 (November 12, 1971)

F.A.S. TOPICS Project T-4001(3)
City of Newark, Essex County

28 Presented herewith is Force Account Agreement between the N. J. Dept. of Transportation and the City of Newark concerning Federal-aid TOPICS Project T-4001(3). This project involves the development of a comprehensive traffic engineering study of the streets and highways in the City of Newark, Essex County. Total estimated cost of the project, including contingencies and force account is $128,000.00 to be financed with 12½% from the City of Newark; 37½% from the N. J. Dept. of Transportation; and 50% from federal funds as provided in Section 10 of the Federal-aid Highway Act of 1968.

Force Account work is estimated at $16,000.00. Total expenses to the State and Federal Government being limited to a ceiling of $14,000.00.

Approval and execution of the attached agreement is recommended.

61103-PVC-612-120-769 (November 12, 1971)

TOPICS T4014(2) - Urban Renewal
Town of Newton - Sussex County

29 Presented herewith is agreement between the N.J. Dept. of Transportation and C. Douglas Cherry and Associates for preliminary engineering necessary for development of preliminary engineering and other necessary work to make a suitable presentation at a design public hearing for improvement of roadways and intersections in the Urban Renewal Area of Newton, Sussex County, T4014(2). Total estimated cost $7,500.00, 50% from the federal government and 50% from N.J. Dept. of Transportation.

Approval and execution of the attached agreement in duplicate is recommended.

611 03 PVC 612 120 769 (November 15, 1971)

TOPICS Project T-4001(29)
Eight Northeast New Jersey Counties

30 Presented herewith is Preliminary Engineering Agreement between the N. J. Department of Transportation and Sperry Rand Corporation, acting through its Sperry Systems Management Division, concerning Federal-aid TOPICS Project T-4001(29) which involves the development of a control strategy that will provide a safe and effective system of traffic information, diversion, and control for the motorist in the Eight Northeast New Jersey Counties, Bergen, Passaic, Morris, Essex, Hudson, Union, Somerset and Middlesex Counties. Total estimated cost, including contingencies, $60,600.00 to be financed 50% from the N. J. Dept. of Transportation and 50% from federal funds.

Approval and execution of the attached agreement in duplicate is recommended.

611 03 PVC 612 120 769 (November 12, 1971)

State Aid Road System - Vineland City
Cumberland County

31 Approval is recommended of the resolution adopted by Vineland City, Cumberland County on July 13, 1971 requesting the transfer of $23,787.29 of 1968 State Aid Road System funds from Chestnut Avenue, Cu-2S-68 to Elmer Road, Section 2, Cu-2S1-68. State Aid Road Dystem. (November 18, 1971)

State Aid Road System
Gloucester County

32 Approval is recommended of the request from Franklin Township, Gloucester County to transfer $3860.60 of 1969 State Aid Road System funds from Willow Grove Road, Gl-2S-68 to Willow Grove Road, Section 2, Gl-IS-69. State Aid Road System. (November 15, 1971)

Request for Approval to Sublet
Burlington County

33 There is on file in the Bureau of Local State Aid Programs a Request For Approval To Sublet, Form DC-18, for subcontracting of work on the Mount Holly By-Pass project. This request has been reviewed by the Bureau of Contract Administration. Approval is recommended of the Sublet Request as listed below.

Subcontractor	% of Contract Amount
S.A. Lindstrom Company	0.37

(November 12, 1971)

Municipal Aid - Borough of Cresskill
Bergen County

34 Approval is recommended of acceptnace and authorization of final payment of $6,271.59, State's share, for the improvement of Piermont Road, Section 4, Borough of Cresskill, Bergen County, B-5-67, completed by contract at a total cost of $8,185.68. Approval is also recommended of amending the Supplementary Specifications to eliminate the requirement of a Guaranty Bond under Article 1.8.7. Approval is further recommended of cancelling the balance of $310.48, State funds remaining on this project and of adding same to the County General Funds. Municipal Aid. (November 15, 1971)

Municipal Aid - Waldwick Borough
Bergen County

35 Approval is recommended of acceptance and authorization of final payment for the improvement of Summit Avenue, Section 5 & Drainage Outfall, in the Borough of Waldwick, Bergen County, (B-21X-67) completed by contract at a total cost of $29,404.80. State's share $25,790.22 of which $7,422.00 has already been paid on Section "B" per the 1968 Rev. Formula Work Schedule, leaving a balance to be paid of $18,368.22. Municipal Aid. (November 15, 1971)

Municipal Aid - Westwood Borough
Bergen County

36 Approval is recommended of acceptance and authorization of final payment of $24,197.53, State's share, for the improvement of Sand Road & Drainage Outfall, Borough of Westwood, Bergen County, B-36-66, completed by contract at a total cost of $30,478.52. Approval is also recommended of cancelling the balance of $8,942.59, State funds remaining on this project and of adding the same to the County General Funds. Approval is further recommended of deducting $211.37 from the total cost of construction due to non-conformance to the Job Mix Formula and Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (November 16, 1971)

Municipal Aid - Gibbsboro Borough
Camden County

37 Approval is recommended of acceptance and authorization of final payment of $10,394.00, State's share, for the improvement of Linden Avenue, Borough of Gibbsboro, Camden County, C-36X-67, completed by contract at a total cost of $33,450.37. Approval is also recommended of deducting $307.53 from the total cost of construction due to non-conformance to the Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (November 15, 1971)

Municipal Aid - Magnolia Borough
Camden County

38 Approval is recommended of acceptance and authorization of final payment of $4,000.00, State's share, for the improvement of Otter Branch Drive - Section #4, Borough of Magnolia, Camden County, C-20-71, completed by contract a total cost of $15,396.00. Municipal Aid. (November 12, 1971)

Municipal Aid - Merchantville Borough
Camden County

39 Approval is recommended of supplementary specifications for the construction of South Chestnut Avenue Intersection at Morris Street, Merchantville Borough, Camden County, C-6F-70. Municipal Aid. (November 18, 1971)

Municipal Aid - Borough of Magnolia
Camden County

40 Approval is recommended of acceptance and authorization of final payment of $10,000.00, State's share, for the improvement of Otter Branch Drive, Section 3 & Drainage, Camden County, Borough of Magnolia, completed by contract at a total cost of $34,504.22. Approval is also recommended of deducting $370.57 from the total cost of construction due to non-conformance to the Job Mix Formula and Specified Thickness Requirements of the Bituminous Concrete Pavement. (November 15, 1971)

Municipal Aid - Township of Franklin
Gloucester County

41 Approval is recommended of acceptance and authorization of final payment of $23,860.60, State's share, for the improvement of Willow Grove Road, Section 2, Township of Franklin, Gloucester County, GL-1S-69, completed by contract at a total cost of $41,059.62. Approval is also recommended of deducting $760.68 from the total cost of construction due to non-conformance to the Job Mix Formula, Air Void Requirements of the Bituminous Concrete Pavement. Municipal Aid. (November 18, 1971)

Municipal Aid - Princeton Township
Mercer County

42 Approval is recommended of the request from Princeton Township, Mercer County o transfer $5,760.05 of 1970 Municipal Construction Funds from Alexander Street, ection 5, Me-9-70 to Great Road, Me-6-65. Municipal Aid. (November 12, 1971)

Municipal Aid - Fair Haven Borough
Monmouth County

43 Approval is recommended of plans and supplementary specifications for the construction of 3rd Street, Fair Haven Borough, Monmouth County, Mh-12-71. Municipal Aid. (November 15, 1971)

Municipal Aid - Dover Township
Ocean County

44 Approval is recommended of acceptance and authorization of final payment of $15,050.46, State's share, for the improvement of Park Crest Road, Rosewood Drive, Lewis Avenue, Berry Street, Bowling Green Drive, Vanada Drive, Berry Avenue, and Division Street, Township of Dover, Ocean County, O-2F-70, completed by contract at a total cost of $17,251.00. Approval is also recommended of deducting $528.27 from the total cost of construction due to non-conformance to the Job Mix Formula Requirements of the Bituminous Concrete Pavement. Municipal Aid. (November 18, 1971)

Municipal Aid - Pompton Lakes Borough
Passaic County

45 Pompton Lakes Borough, Passaic County, received two bids on September 22, 1971 for the construction of Walnut Avenue, P-7F-71. The recommendation of the Borough is to make the award of contract to Robert H. Rapp & Co., Inc. 26 Evergreen Avenue, Haskell, N.J. on their low lump sum bid of $10,867.00 for 1½" Bituminous Concrete Mix #5 surface. Approval is recommended. Municipal Aid. (November 18, 1971)

Municipal Aid - Cranford Township
Union County

46 Approval is recommended oa acceptance and authorization of final payment of $23,884.00, State's share, for the improvement of Spruce Street, Section 1; Roosevelt Avenue; Preston Avenue; Besler Avenue; James Avenue; New Street; Marsh Street; Williams Street; Livingston Avenue; Pine Street; Mansion Terrace; Stratford Terrace; Lawn Terrace; Hollywood Avenue; Iroquois Place; Cherokee Road; Oneida Place; Cranford Terrace; Tulip Street; Berkeley Place; Hampton Street; Hampton Road; West End Place; Balmiere Parkway; Balmiere Road South; Balmiere Road North; Claremont Place; Edgewood Road; Locust Drive; Arbor Street; Osborne Place; Gallows Hill Road; Herning Avenue; Summit Road; Maple Place, Township of Cranford, Union County, U-3-70, completed by contract at a total cost of $66,359.15. Approval is also recommended of eliminating 5th Avenue from original contract, in accordance with approved change order #1. Approval is further recommended of deducting $4,345.89 from the total cost of construction due to non-conformance to the Job Mix Formula, Air Void Requirements of the Bituminous Concrete Pavement. Municipal Aid. (November 16, 1971)

Right of Way Items

General Property Parcel Map
Route 166, Section 1

47 There is presented a portion of the General Property Parcel Map on Route 166, Section 1, Route U.S. 9 to Garden State Parkway, Control Section 1516-401, showing Right of Way to be acquired for Parcel 1. There is also attached a Processing Form recommended and approved by Messrs. Sliwa and Freidenrich.

It is recommended that this portion of the General Property Parcel Map be approved, subject to such changes as may be necessary in order to conform with construction plans as finally adopted and approved; and that authority be granted to negotiate for the acquisition of the necessary right of way.

It is to be noted that this parcel is being donated to the State at no cost; therefore, no funding is requested. (November 15, 1971)

Funds - Right of Way
Route 20 Freeway, Section 2

48 There is presented again the matter of funding on Route 20 Freeway, Section 2, U.S. Route 46 Interchange to Main Street, Control Section 1613-402. There is attached a Processing Form recommended and approved by Messrs. Sliwa and Freidenrich; and approved as to the availability of funds by Mr. Bridegum.

In order to meet a portion of the outstanding obligations on this project, the sum of $400,000.00 has been provided under Item 108 of the 1969 Construction Program (100% State Bond Funds).

Authority is requested to set up the sum of $400,000.00 from Item 108 of the 1969 Construction Program (100% Bond Funds).

There still exists a deficit on all of Right of Way Section 2 of approximately $7,500,000.00, the greater portion of which will be required later when the "hold" has been released north of Market Street. **(November 15, 1971)**

Right of Way
Route 20 Freeway, Section 2

49 There is presented the matter of a Commercial Lease Occupancy Agreement for a commercial unit located on Route 20 Freeway, Section 2, from Route U. S. 46 Interchange to Main Street, Parcel 361.

Authority is requested to rent the subject commercial unit to B. Makowsky and Sons, Inc. t/a Barneys Furniture Warehouse for a rental of $750.00 per month based upon the terms and conditions set forth in the Commercial Lease Occupancy Agreement, Rent Account # 20F-2-361-1.

This unit is owner occupied and has not been previously rented. This rent is based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on October 21, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy. **(November 15, 1971)**

Right of Way
Route 26 Extension, Section 3

50 There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 26 Extension, Section 3, Strawberry Street to Route 26 (1927) Route U. S. 1 (1953), Parcel 18.

Authority is requested to rent the dwelling to John P. Boyle for a rental of $150 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 26-3-18-1. This unit is owner occupied and has not been previously rented. The $150 per month rental appears fair and reasonable and is based on the attached comparable rental documentation report and analysis of November 4, 1971.

Authority is also requested to close title subject to the lease occupancy. **(November 15, 1971)**

Right of Way
Route 26 Extension, Section 3

51 There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 26 Extension, Section 3, Strawberry Street to Route 26 (1927) Route U. S. 1 (1953), Parcel 18.

Authority is requested to rent the dwelling to William O. Carbaugh for a rental of $100 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 26-3-18-2. The rent to be charged of $100 is the current rent being paid, is fair and reasonable, and is based on documentation submitted by the Trenton District office.

Authority is also requested to close title subject to the lease occupancy. **(November 15, 1971)**

Right of Way
Route 29 Freeway, Section 11

52 There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 29 Freeway, Section 11, Market Street to Lalor Street, Parcel 207.

Authority is requested to rent the dwelling to Stephen Struck for a rental of $65 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 29-11-207-1. This unit is owner occupied and has not been previously rented. The $65 per month rental appears fair and reasonable and is based on the attached comparable rental documentation report and analysis of November 3, 1971.

Authority is also requested to close title subject to the lease occupancy. **(November 15, 1971)**

Right of Way
Route 35 Freeway, Section 1

53 There is presented negotiated purchase agreement on Route 35 Freeway, Section 1, Federal Project F-207-(10), Atlantic Avenue To Shark River;

Parcel 5	Frances E. Allison, Single	Consideration	$31,500.
Plus Remnant			500.
		Total Consideration	$32,000.

(Including down payment of $ 8,000.)

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $31,500 for Parcel 5 and $500 for the remnant, totaling $32,000. Approval is recommended.

Authority is requested to dispose of the one story block and frame dwelling, the one story concrete block unfinished dwelling, and one story frame shed to the road contractor, by public auction or by sealed bids. **(November 11, 1971)**

Right of Way
Route 295, Section 5

54 There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 295, Section 5, Project No. I-295-2-(31), Florence-Columbus Road to Crosswicks Creek, Parcel 53B.

Authority is requested to rent the dwelling to Joseph Poinsett and Helen Poinsett for a rental of $160 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 295-5-53B-1. This unit is owner occupied and has not been previously rented.

The rent to be charged is based on our ten percent formula since a thorough survey of the market indicated no comparable rental properties. The rent in the amount of $160 is fair and reasonable and is based on the attached documentation of November 9, 1971.

Authority is also requested to close title subject to the lease occupancy. **(November 17, 1971)**

Right of Way
Route 17, Section 3

55 There is presented again the matter of acquisition of property on Route 17, Section 3, From Route 4 to Ridgewood Avenue, Parcel R16, Isaac Sherman and Tamara, his wife. Condemnation proceedings were authorized on November 23, 1970 and a court deposit was made in the sum of $425. Subsequently, an agreement was approved on August 13, 1971 and condemnation proceedings were discontinued.

Inadvertently, authority was not requested to withdraw the sum of $425. which had been deposited in court. It is, therefore, requested that the aforementioned deposit be withdrawn from the Superior Court. (November 15, 1971)

Right of Way
Route 18 Freeway, Section 10

56 There is presented the matter of an owner's housing payment on Route 18 Freeway, Section 10, Project No. F-112-(23), Route 34 to Route 35 Freeway, Parcel 46.

An agreement was approved by the Assistant Commissioner, Highways, on September 30, 1971, and subsequently by reason of the owner's entitlement to additional benefits, a replacement housing additive was established in the amount of $4,100. The owner complied with the State's regulations in that he purchased and occupied decent, safe, and sanitary housing within a period of one year and submitted the required application for supplementary payment. The State's representative inspected the housing on April 6, 1971, and certified that the replacement housing is decent, safe, and sanitary.

Authority is requested to pay the replacement housing bonus in the amount of $4,100. (November 15, 1971)

Right of Way
Route 20 Freeway, Section 2

57 There are presented report and appraisal with map and description on Route 20 Freeway, Section 2, from Route U.S. 46 Interchange to Main Street; Parcel R377, Warehouse Investors Corp., et al, a New Jersey Corporation.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $30,000., which was offered to and refused by the owners who demanded $51,000., which is considered excessive.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $30,000.

Further authority is requested to dispose of 410' of cyclone fencing to the road contractor by public auction or by sealed bids. (November 15, 1971)

Right of Way
Route 20 Freeway, Section 2

58 There are presented report and appraisal with map and description on Route 20 Freeway, Section 2, from Route U.S. 46 Interchange to Main Street, Parcel 2R378, Transport of New Jersey, A. New Jersey Corporation.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $1,435,000., which was offered to and refused by the new president of the company who refuses to negotiate.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises.

Should, prior to the ultimate fixing of compensation, any provision or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $1,435,000.

Further authority is requested to dispose of the improvements to the road contractor by public auction or by sealed bids. **(November 15, 1971)**

Right of Way
Route 21 Freeway, Section 6

59 There are presented report and appraisal with map and description on Route 21 Freeway, Section 6, Control No. 0234-401, From Monroe Street to Route 80, Parcel 138, Mobil Oil Corporation (A Delaware Corporation).

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The registered Fair Market Value determination of $125,000 was offered to and refused by the owner's agent who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $125,000.

Upon taking of possession, authority is requested to dispose of the improvements to the road contractor, by public auction, or sealed bids. **(November 15, 1971)**

Right of Way
Route 26 Extension, Section 3

60 There is presented again the matter of condemnation of property on Route 26 Extension, Section 3, From Strawberry Street to Route 26 (1927) Route U.S. 1 (1953), Parcel 14, Heinemann Electric Company, Inc. (A N.J. Corp.).

Condemnation proceedings were previously authorized on May 18, 1970 as the owner rejected the State's registered Fair Market Value of $140,300.

Subsequently, an appraisal updating to the date of complaint resulted in the Fair Market Value being re-registered in the amount of $154,700. which was offered to and refused by the owner whose demand of $306,200. is considered excessive.

Authority is requested to deposit an additional $14,400. with the court which when added to the amount of $140,300. previously deposited will equal the re-registered Fair Market Value of $154,700. **(November 15, 1971)**

Right of Way
Route 29 Freeway, Section 11

61 There are presented report and appraisal with map and description on Route 29 Freeway, Section 11, From Market Street to Lalor Street, Parcel 21G, 21H, 21W, and 21V, City of Trenton, a Municipal Corporation.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $54,000.00 was offered to and refused by the owners, who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $54,000.00.

Authority is requested to dispose of the fencing to the road contractor, by public auction or by sealed bids. **(November 15, 1971)**

Right of Way
Route 29 Freeway, Section 11

62 There are presented report and appraisal with map and description on Route 29 Freeway, Section 11, From Market Street to Lalor Street, Parcel 21L, City of Trenton, a Municipal Corporation.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $60,000.00 was offered to and refused by the owners who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $60,000.00.

Authority is requested to dispose of the Chain Link Fencing to the road contractor by public auction or sealed bids. **(November 15, 1971)**

Right of Way
Route 29 Freeway, Section 11

63 There are presented report and appraisal with map and description on Route 29 Freeway, Section 11, From Market Street to Lalor Street, Parcel R21M and Remnant, City of Trenton, a Municipal Corporation of the State of New Jersey.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel and remnant in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $87,700 for Parcel R21M and $200.00 for remnant was offered to and refused by the owners, who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $87,900.00.

Authority is requested to dispose of the 2 1/2 story brick and frame dwelling, cyclone fencing and baseball backstop to the road contractor, by public auction or sealed bids. **(November 15, 1971)**

Right of Way
Route 29 Freeway, Section 11

64 There are presented report and appraisal with map and description on Route 29 Freeway, Section 11, From Market Street to Lalor Street, Parcel 21N, City of Trenton, a Municipal Corporation.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $1,700.00 was offered to and refused by the owners who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $1,700.00.
(November 15, 1971)

Right of Way
Route 29 Freeway, Section 11

65 There are presented report and appraisal with map and description on Route 29 Freeway, Section 11, From Market Street to Lalor Street, Parcel 21P, City of Trenton, a Municipal Corporation.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $55,450.00 was offered to and refused by the owners who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $55,450.00.

Authority is requested to dispose of the fencing to the road contractor, by public auction, or by sealed bids. **(November 15, 1971)**

Right of Way
Route 33 Freeway, Section 1

66 There is presented again the matter of condemnation of property on Route 33 Freeway, Section 1, From Route 33 To Route U. S. 9, Parcel 31, F & E Realty Company (A New Jersey Corporation).

Condemnation proceedings were previously authorized on May 17, 1971 at which time the State's registered Fair Market Value of $75,000 was offered to and refused by the owner whose demand of $250,000 was considered excessive.

Subsequently, an appraisal updating to the date of complaint resulted in the fair market value being re-registered in the amount of $75,500 which was offered to and refused by the owner whose reduced demand of $175,500 was still considered excessive.

Authority is requested to deposit an additional $500 with the court which when added to the amount of $75,000 previously authorized for deposit will equal the re-registered fair market value of $75,500. There has been no deposit made to date since possession has not been required. **(November 15, 1971)**

Right of Way
Route 36, Section 3

67 There is presented again the matter of acquisition of property on Route 36 (1953), Section 3, Parcel R52, Federal Project U-111-(11), N. A. D. R. R. and Highway to Highland Beach, Borough of Atlantic Highlands (A Municipal Corporation of the State of New Jersey). An agreement was approved by the Commissioner for the parcel R52 in the amount of $3300. on February 24, 1965.

Subsequently, it was determined by out Title Bureau that Part of the subject property was owned by the Jersey Central Power & Light Company. The parcel designations are now R52A and R52C, owned by the Borough of Atlantic Highlands (A Municipal Corporation of the State of New Jersey), and Parcel R52B, owned by the Jersey Central Power & Light Company.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of Parcel R52B in fee simple, subject to any public utilities existing in the premises. The State's Registered Fair Market Value Determination of $600. was offered to and refused by the agent who also refused to complete negotiations at this time. It is also recommended that the Commission Action previously approved by the Commissioner for Parcel R52 be rescinded and that the agreement be declared null and void.

Should, prior to the ultimate fixing of compensation any provisions or proceedings relating to the acquisition of this property delay the Taking of Possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $600. **(November 15, 1971)**

Right of Way
Route 37 Freeway, Section 1

68 There is presented again the matter of condemnation of property on Route 37 Freeway, Section 1, From U.S. 206 to New Jersey Turnpike. Condemnation proceedings were previously authorized for Parcel R84, Fred E. Lane & Doris E. Lane, h/w, on June 27, 1969 at which time the owners were demanding $7,500., which was considered excessive.

Subsequently, the Engineers revised the Parcel to acquire additional drainage rights. The Parcel designation is now 2R84.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of Parcel 2R84 in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $2550. was offered to and refused by the owners who refused to negotiate.

It is further recommended that the complaint on file be amended to substitute the map and description for Parcel 2R84 in the place and instead of those previously filed.

Inasmuch as $2,500. was previously deposited in the Superior Court, authority is now requested to deposit the additional sum of $50. making the total on deposit $2,550. **(November 15, 1971)**

Right of Way
Route 70, Section 4

69 There is presented again the matter of condemnation of property on Route 70, Section 4, From Medford to U.S. 206, Parcel 6, James Conte, widower.

Condemnation proceedings were previously authorized on December 29, 1970, at which time the State's registered Fair Market Value of $17,200 was offered to and refused by the owner whose demand of $30,000 was considered excessive.

Subsequently, an appraisal updating to the date of complaint resulted in the Fair Market Value being re-registered in the amount of $22,700 which was offered to and refused by the owner who still demands $30,000, which is considered excessive.

Authority is requested to **deposit** an additional $5,500 with the court which when added to the amount of $17,200 previously authorized for deposit, will equal the re-registered Fair Market Value of $22,700. There has been no deposit made to date since possession has not been required. **(November 15, 1971)**

Right of Way
Route 72, Section 7

70 There is presented again the matter of acquisition of property on Route 72 (1953), Section 7, Federal Project LSF-130-(3), From U. S. 9 To Bridge Over Manahawkin Bay, Parcel LR36K, Herbert L. Shapiro and Selma Shapiro, h/w, and Julia H. Shapiro, widow.

Condemnation proceedings were previously authorized by the Commissioner on June 4, 1970 and the State's fair market value of $17,500 was subsequently deposited in the Superior Court.

Subsequently, our Landscape Engineer advised that a number of landscape parcels could be eliminated and among which was Parcel LR36K. Inasmuch as a complaint had been filed and the fair market value deposited in Court it was necessary that the owner's permission be secured prior to the elimination of this parcel. The owner has agreed in writing that he has no objection to the elimination of this parcel from the landscape parcel program. Authority is, therefore, requested to eliminate Parcel LR36K and that the commission action of June 4, 1970 authorizing condemnation be rescinded.

Further authority is also requested to withdraw the deposit of $17,500 from the Superior Court. **(November 15, 1971)**

Right of Way
Route 78, Section 3F

71 There are presented report and appraisal with map and description on Route 78(1953), Section 5F, Federal Project I-78-5-(5), From Lyons Avenue to Schuyler Avenue, Parcel 141, Edna Shannon (Widow).

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The registered Fair Market Value determination of $6,000 was offered to and refused by the owner who demanded $15,000, which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $6,000.
(November 15, 1971)

Right of Way
Route 78, Section 5G

72 There is presented the matter of an Owners Housing Payment on Route 78, Section 5G, Project # I-78-5-(6), from Schuyler Avenue to Elizabeth Avenue, Parcel 521, Former Owner: Kenneth W. Ferguson and Anna h/w.

An agreement was approved by the Assistant Commissioner Highways, on July 8, 1970 and subsequently by reason of the owner's entitlement to additional benefits, a Replacement Housing Additive was established in the amount of $5,000.

The owner complied with the State's requirements to the extent that he has entered into a contract to purchase decent, safe and sanitary housing. This is a hardship case, the owner needs the $5,000 bonus at the time of his closing and is unable to obtain a short term loan pending receipt of the replacement housing bonus money. The Bureau of Property and Relocation has agreed to deliver the bonus check at his closing. The State's representative made a preliminary inspection on October 7, 1971 and certified that the replacement housing is decent, safe and sanitary.

Authority is requested to pay the Replacement Housing Bonus in the amount of $5,000. **(November 16, 1971)**

Right of Way
Route 92 Freeway, Section 1

73 There are presented report and appraisal with map and description on Route 92 Freeway, Section 1, From Route 33 To Mercer-Middlesex County Line, Parcel R16A, National Lead Company (A New Jersey Corporation).

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's Registered Fair Market Value Determination of $75,300 was offered to and refused by the owner whose demand of $150,000 is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the Taking of Possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $75,300.
(November 15, 1971)

Right of Way
Route 95, Section 3

74 There are presented report and appraisal with map and description on Route 95, Section 3, Federal-aid Project IP-95-5-(10), Scotch Road to Elm Ridge Road, Parcel 14C1, Kenneth Y. Atchley and Amy L. P. Atchley, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The state's Fair Market Value offer of $2,300 was not accepted by owners who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $2,300. **(November 15, 1971)**

Right of Way
Route 95, Section 3

75 There are presented report and appraisal with map and description on Route 95, Section 3, Federal-aid Project IP-95-5-(10), From Scotch Road to Elm Ridge Road, Parcels 16A & R16C plus remnant, Donald Klockner and Louise, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels and the remnant in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value determination of $20,530. plus $270. for the remnant was offered to and refused by the owner's agent who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $20,800.

It is further recommended that authority be granted to enter upon owners remaining land to remove in its entirety that portion of dwelling partially within and partially outside of the right of way.

Authority is requested to dispose of the dwelling to the road contractor by public auction, or by sealed bids. **(November 15, 1971)**

Right of Way
Route 95, Section 3

76 There are presented report and appraisal with map and description on Route 95, Section 3, Federal-aid Project IP-95-5-(10), From Scotch Road to Elm Ridge Road, Parcels 22 & 23B, Harold L. Hart & Alice C. Hart, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $800. was offered to and refused by the owner who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $800. **(November 15, 1971)**

Right of Way
Route 178 Freeway, Section 1

77 There are presented report and appraisal with map and description on Route 178 Freeway, Section 1, From Route 24 Freeway to Routes 10 & 53 Interchange; Parcel R43, Atlas Steel Supply Corporation.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $9,650, which was offered to and refused by the owners who demanded $150,000, which is considered excessive.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $9,650. **(November 15, 1971)**

Right of Way
Route 295, Section 1K

78 There is presented again the matter of acquistion of property on Route 295 (1953), Section 1K, Federal-aid Project LSI-295-1-(2), From Mantua Creek to Repaupo Road, Parcel L4, William R. Stefka and wife. Condemnation proceedings to acquire this parcel were previously approved by the Commissioner on January 19, 1970.

The State's Landscape Engineer recently advised that a number of landscape parcels could be eliminated, among which is Parcel L4. Inasmuch as a complaint had been filed, permission was requested from the owner to eliminate the parcel. The owner's attorney has advised that he will make application to the Superior Court for reimbursement of all expenses incurred by his client in this matter after he is served with a Notice of Motion to dismiss the complaint.

Authority is, therefore, requested to eliminate Parcel L4 as it is not required for landscape purposes and that same be deleted from the General Property Parcel Maps.

It is further recommended that condemnation proceedings be discontinued.

No deposit having been made in Superior Court, no request for withdrawal is necessary. **(November 15, 1971)**

Right of Way
Route 295, Section 7

79 There are presented report and appraisal with map and description on Route 295, Section 7, Federal-aid Project I-295-2-(45), Crosswicks Creek to Route 33, Parcel 143A, Edward N. Plavchak, Sr. and Rose P. Plavchak, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. State's Fair Market Value offer of $16,150. was not accepted by owners' attorney who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $16,150.

Authority is requested to enter upon the owner's remainder to remove the porch partially within and partially outside of the Right of Way.

Authority is requested to dispose of the porch to the road contractor, by public auction or by sealed bids. (November 15, 1971)

Right of Way
Route 295, Section 7

80 There are presented report and appraisal with map and description on Route 295, Section 7, Federal-aid Project I-295-2-(45), Crosswicks Creek to Route 33, Parcel UE143B, Edward N. Plavchak, Sr. and Rose P. Plavchak, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel, subject to any public utilities existing in the premises. The State's registered Fair Market Value $350. was offered to and refused by owners' attorney who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $350.

Said Parcel UE143B being required to relocate sanitary sewer facilities of the Township of Hamilton, authority is requested to convey Parcel UE143B to the Township of Hamilton in accordance with the Utility Order providing for said conveyance. **(November 15, 1971)**

Right of Way
Route 295, Section 8

81 There is presented again the matter of acquisition of property on Route 295, Section 8, Federal-aid Project I-295-2-(53), From Route 33 to Route U. S. 1, Parcel 24, Daniel Yannelli and Edith R. Yannelli, h/w. An agreement in the fair market value of $3,000 was previously approved by the Commissioner on October 6, 1970.

Subsequent to that date, our Title Bureau and the owners' attorney have made numerous attempts to secure releases of the mortgages on the property without success. The attorney advises that the owners are in no position to expend further amounts in an effort to obtain these releases and it is, therefore, recommended that the commission action of October 6, 1970 be rescinded and that the agreement in the sum of $3,000 be declared null and void. Authority is also requested to institute condemnation proceedings in fee simple, subject to any public utilities existing in the premises.

Prior to the ultimate fixing of compensation should any provisions or proceedings relating to the acquisition of this property delay the taking or possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the Superior Court the State's registered fair market value of $3,000. **(November 15, 1971)**

Right of Way
Route 295, Section 9

82 There are presented report and appraisal with map and description on Route 295, Section 9, Federal-aid Project I-295-2-(54), From Route 95 to Route U. S. 1, Parcels 14A and 14B, Princeton University Press.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $24,400. was offered to and refused by the owner, whose demand of $85,000. for Parcels 14A, 14B and UE14C is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $24,400. **(November 15, 1971)**

Sale of Building
Route 18F, Section 11

83 There is presented a Bid Acceptance Proposal pursuant to the Public Sale held on October 28, 1971, for the building located on Route 18 Freeway, Section 11, from New Street to Route 287, Parcel 21.

PARCEL	NAME OF BIDDER	AMOUNT OF HIGH BID	AMOUNT OF DEPOSIT
21	Luis Martinez	$750.	$200.

It is recommended that the bid in the amount of $750 be approved, the proposal accepted, duly executed, and the successful bidder be authorized to remove the dwelling upon his complete compliance with the provisions of said Bid Acceptance Proposal.

Authority is requested to return the performance guarantee money to the successful bidder after certification that he has complied with the terms and conditions of the sale.
(November 15, 1971)

Sale of Building
Route 29, Section 10

84 There is presented a Bid Acceptance Proposal pursuant to the Public Sale held on October 28, 1971, for the building located on Route 29, Section 10, from Lalor Street to Route 37, Parcel 40.

PARCEL	NAME OF BIDDER	AMOUNT OF HIGH BID	AMOUNT OF DEPOSIT
40 A&B	Robert J. Vannozzi	$450.	$120.

It is recommended that the bid in the amount of $450 be approved, the proposal accepted, duly executed, and the successful bidder be authorized to remove the dwelling upon his complete compliance with the provisions of said Bid Acceptance Proposal.

Authority is requested to return the performance guarantee money to the successful bidder after certification that he has complied with the terms and conditions of the sale.
(November 15, 1971)

Sale of Building
Route 76, Section 2

85 There is presented a Bid Acceptance Proposal pursuant to the Public Sale held on October 28, 1971, for the building located on Route 76, Section 2, from Benjamin Franklin Bridge to Kaighn Avenue, Parcels 11 and 12 sold as one unit.

PARCEL	NAME OF BIDDER	AMOUNT OF HIGH BID	AMOUNT OF DEPOSIT
11 & 12	Edmund E. Amyzek	$400	$100

It is recommended that the bid in the amount of $400 be approved, the proposal accepted, duly executed, and the successful bidder be authorized to remove the dwelling upon his complete compliance with the provisions of said Bid Acceptance Proposal.

Authority is requested to return the performance guarantee money to the successful bidder after certification that he has complied with the terms and conditions of the sale.
(November 15, 1971)

Sale of Building -
Route 78, Section 5D

86 There is presented the matter of the Public Sale held on October 20, 1971, for the building located on Route 78, Section 5D, Project I-78-5-(3), from Springfield Avenue to Garden State Parkway.

Parcel	Name of Bidder	Amount of High Bid	Amount of Deposit
221	Theodore Jenkins	$300.00	$75.00

It is recommended that the bid in the amount of $300 be approved and that the successful bidder be authorized to remove the dwelling upon payment of the full purchase price, performance guarantee deposit, and upon providing an Owners', Landlords' and Tenants' Protective Liability Insurance Policy.

Authority is requested to return the Performance Guarantee Money to the successful bidder after certification that he has complied with the terms and conditions of the sale.
(November 15, 1971)

Sale of Building
~~Right of Way~~
Route 295, Section 7

87 There is presented a Bid Acceptance Proposal pursuant to the Public Sale held on October 28, 1971, for the building located on Route 295, Section 7, from Crosswicks Creek, to Route 33, Parcel 73.

PARCEL	NAME OF BIDDER	AMOUNT OF HIGH BID	AMOUNT OF DEPOSIT
73	Louise Palkovich	$750.	$190.

It is recommended that the bid in the amount of $750 be approved, the proposal accepted, duly executed, and the successful bidder be authorized to remove the dwelling upon his complete compliance with the provisions of said Bid Acceptance Proposal.

Authority is requested to return the performance guarantee money to the successful bidder after certification that he has complied with the terms and conditions of the sale.
(November 15, 1971)

Sale of Building
Route 295, Section 7

88 There is presented a Bid Acceptance Proposal pursuant to the Public Sale held on October 28, 1971, for the building located on Route 295, Section 7, from Crosswicks Creek to Route 33, Parcel 189.

PARCEL	NAME OF BIDDER	AMOUNT OF HIGH BID	AMOUNT OF DEPOSIT
189	Wayne Pizzuti	$650.	$165.

It is recommended that the bid in the amount of $650 be approved, the proposal accepted, duly executed, and the successful bidder be authorized to remove the dwelling upon his complete compliance with the provisions of said Bid Acceptance Proposal.

Authority is requested to return the performance guarantee money to the successful bidder after certification that he has complied with the terms and conditions of the sale.
(November 15, 1971)

Appraisal Contract
Joseph J. Blake & Associates
Route 440 Freeway, Sections 1 & 3

89 Under date of August 5, 1965 the Deputy State Highway Commissioner approved an appraisal contract with Joseph J. Blake & Associates to appraise a number of parcels on Route 440 Freeway, Sections 1 and 3. It is now necessary to secure re-appraisals in three cases in order to bring the original figures up to the complaint dates.

Authority is requested to modify the contract by addition of the attached amendment which is submitted with the recommendation that it be approved and executed by the Commissioner.

Parcels to be added - 129A, E129B & E129C, fee $700
E129D & ER129F, fee $100
E129G & E129H, fee $100

(November 18, 1971)

Appraisal Orders

90 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
10/28/71	1971-A-427	Joseph H. Martin	Monmouth	1	$800
"	428	Jack W. Harelick	Passaic	1	200

Approval is recommended. **(November 15, 1971)**

Appraisal Orders

91 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
11/3/71	1971-A-429	Calvin M. Schwartz	Camden	23	$7,125
"	430	Stephen M. Segal	"	20	6,850
"	431	Robert W. Plank Assoc.	"	16	6,400
"	432	Seymour Simon	Mercer	2	300
"	433	Aaron Gorlin	Hudson	1	400
"	434	C.L. Orbaker & Assoc.	Monmouth	1	400
"	435	Richard A. Gallavan	Mercer	1	400
"	436	Joseph H. Martin	"	1	350
"	437	Banjamin G. Vukicevich	Cumberland	1	1,000
11/4/71	438	James F. Gunning	Union	2	350
"	439	Raymond Lisk	Essex	1	200
"	440	Seymour Simon	Mercer	4	300
"	441	William T. Ard Assoc.	"	4	300

Approval is recommended. **(November 15, 1971)**

Appraisal Orders

92 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
11/5/71	1971-A-442	Stephen Segal	Middlesex	2	$4,500
"	443	Sanford Krasner	"	2	1,200
"	444	Seymour Simon	"	7	200
"	445	Calvin Schwartz	"	7	200
"	446	Jackson-Cross Co.	Camden	15	4,100

Approval is recommended. **(November 15, 1971)**

Appraisal Orders

93 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
11/8/71	1971-A-447	Robert G. Plank & Assoc.	Camden	7	$500
"	448	Norman C. LeGore	Gloucester	1	350
"	449	Calvin M. Schwartz	Monmouth	1	400
"	450	Joseph H. Martin	Monmouth	2	800
"	451	Hutchinson Signs Inc.	Burlington	1	50

Approval is recommended.

(November 15, 1971)

Appraisal Order

94 There is presented the following Appraisal Order:

Date	Order No.	Appraiser	County	No. of parcels	Fee
11/10/71	1971-A-452	Benjamin G. Vukicevich	Camden	1	$350

Approval is recommended.

Authority is requested to cancel Parcel 5 from Order 1971-A-360 to Benjamin G. Vukicevich. This was ordered as a short form appraisal but a further investigation disclosed that the taking would be in excess of $1,000 and a complete before and after appraisal is required.

Parcel to be added - 5, fee $350

Parcel to be cancelled - 5, fee $100

(November 15, 1971)

Legal Items

Right of Way
Route U.S. 9, Section 4

95 There is presented here the matter of a Consent Judgment entered against the State in the condemnation of property on Route 9, Section 4, Parcel 66B, owned by Geroba Inc., a corp. of New Jersey.

The complaint was filed on July 5, 1970 and the amount of $33,100 was deposited on July 7, 1970 and $8,400 additional deposit on March 11, 1970. The fair market value is registered in the amount of $41,500. At the court house where this matter was to be assigned out the parties entered into a Consent Judgment in the amount of $49,000 without interest and costs.

It is recommended that the State pay the amount of the Consent Judgment in this action without interest and costs.

(November 12, 1971)

Right of Way
Route U.S. 9, Section 4

96 There is presented here the matter of a Consent Judgment entered against the State in the condemnation of property on Route U.S. 9, Section 4, Parcel 89, owned by Frank Burlew; et al.

The complaint was filed on July 6, 1970 and a deposit of $28,700 was made at that time. The latest approved fair market value was $36,700.

At the court house just before trial this matter was settled for the amount of $44,950 without interest or costs. A Consent Judgment was entered on October 28th and signed by Judge Gerofsky.

It is recommended that the Judgment be paid without interest or costs in the amount of $44,950. (November 12, 1971)

Right of Way
Route U.S. 9, Section 4

97 There is presented here the matter of a commission award entered against the State in the condemnation of property on Route U.S. 9, Section 4, Parcel 110, owned by Cities Service Oil Company, a corp. of Delaware; et al.

The complaint was filed on July 6, 1970. The sum of $30,200 was deposited into court on July 19, 1970. The fair market value was registered in the amount of $30,200. At the hearing the experts for the owners testified to $65,600. The State's expert testified to the value of $30,200. The Report of Commissioners dated November 3, 1971 is in the amount of $42,200.

It is recommended that this award be accepted with interest to be determined by the Title Bureau. The supporting reasons are set forth in the hearing report. (November 12, 1971)

Right of Way
Route 15 Freeway, Section 8

98 There is presented again the matter of acquisition of property on Route 15 Freeway, Section 8, Shawnee Drain to Morris-Sussex County Line. Condemnation proceedings were previously authorized at which time the owners' demand of $6,000 was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 22	Gerald L. Adams and Ruth V. Adams, his wife	Consideration $4,300

The parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $3,600. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking.
(November 12, 1971)

Right of Way
Route 20F, Section 2

99 There is presented the matter of the condemnation of Parcel 364, in the City of Paterson and County of Passaic, which is owned by an Unknown Owner. This parcel consists of 64 square feet and is landlocked.

At the Commission Hearing, Mr. Alan Schuster of Appraisal Consultants placed a value of $100.00 on the parcel.

The Commissioners' report, dated April 5, 1971, was in the sum of $100.00. It is recommended that the $100.00 award be approved and the same be paid to the Superior Court, since an unknown owner is involved. (November 12, 1971)

Right of Way
Route 23, Section 2

100 There is presented here the matter of a commission award entered against the State in the condemnation of property on Route 23, Section 2, Parcel 39, owned by Walter Derbyshire; et al.

The complaint was filed on April 8, 1971. A deposit of $4,700 was made into court on April 16, 1971. The fair market value is registered in the amount of $4,700. At the hearing the experts for the owner testified to $9,350. The State's expert testified to the value of $4,700. The Report of Commissioners dated October 25, 1971 is in the amount of $7,500.

It is recommended that a protective appeal be filed in this matter. **(November 12, 1971)**

Right of Way
Route 35, Section 6

101 There is presented the matter of a jury verdict on appeal in the condemnation of property on Route 35, Section 6, Parcel 93, in Ocean Township, Monmouth County, now owned by White Rock Beverage Co., a New Jersey corporation.

The complaint was filed 6/29/70. The appeal was tried before the Court and jury at the Court House, Freehold, on October 26, 27 & 28, 1971. This is a partial taking of an improved rectangular tract of 300 FF x 17' on Route 35, an area of 5,100 SF±, a slope easement running along entire frontage of taking, penetrating 6' into remainder, an area of 1,800 SF±; together with certain site improvements including macadam paving, 6 light posts, concrete service walks and concrete curbing.

The Fair Market Value was re-registered on September 17, 1970 in the sum of $12,300. The owner's expert testified to a Fair Market Value of $26,000. for the taking and an additional $3,000. cost to cure to relocate the loss of parking in another area of the tract, or total damages of $29,000.

The jury rendered a verdict in the sum of $16,400. A deposit of $9,900. was paid into Court on November 24, 1970.

It is recommended that the jury verdict of $16,400. be approved and that payment of $6,500. (the amount above the deposit paid into Court) be paid together with lawful interest as computed by the Bureau of Titles.

There are no grounds for appeal and no appeal is recommended.

The approval and payment of the jury verdict of $16,400. is recommended to be in the public interest. **(November 11, 1971)**

Right of Way
Route 37 Freeway, Section 1

102 There is presented the matter of the Commissioners' Award against the State in the condemnation of property on Route 37 Freeway, Section 1, Parcels 94 and X94B in the Township of Hamilton, Mercer County, owned by Joseph F. Morello; et al.

This was an entire taking.

The fair market value was registered in the sum of $75,300.00 which sum was deposited into Court on May 10, 1971.

At the hearing before the Commissioners, the owners offered testimony in the amount of $90,820.00, and the State offered testimony in the sum of $75,300.00.

The Commissioners' Award was in the sum of $84,800.00.

It is recommended that an appeal be taken from the Commissioners' Award. **(November 11, 1971)**

Right of Way
Route 55F, Section 3

103 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 55F, Section 9, Parcel 14, owned by Beulah E. Stanton, her unknown heirs, devisees and personal representatives, and her, their, or any of their, successors in right, title or interest; et al.

At the hearing before commissioners the State offered testimony in the amount of $250.00. The registered fair market value was $250.00. No testimony was offered on behalf of the property owner.

The Complaint was filed on September 2, 1970. On September 30, 1971 a Declaration of Taking and Order for Payment into Court and for Possession were filed with the Court, and the sum of $250.00 was deposited into Court. The Report of Commissioners was in the amount of $250.00.

It is, therefore, recommended, based upon the reasoning in the commission hearing report, that the commissioners' award in the sum of $250.00 be approved and paid, together with lawful interest as computed by the Bureau of Titles. **(November 11, 1971)**

Right of Way
Route 70, Section 4

104 There is presented again the matter of the award of Commissioners entered against the State in the condemnation of property on Route 70, Section 4, Parcel 8, in the Township of Southampton, in the County of Burlington, owned by Leo Lefkowitz; et al.

This was a partial taking and there was no deposit into Court.

Fair market value is registered in the sum of $250.00.

Neither the owner, nor anyone on his behalf, appeared at the hearing before the Commissioners.

The State offered testimony in the sum of $250.00.

The Commissioners' Award was in the sum of $250.00.

I recommend that the Commissioners' Award of $250.00 be approved and said sum paid into Court without interest because the owner refuses to accept same. **(November 11, 1971)**

105

Right of Way
Route 76, Section 1

There is presented again the matter of the award of Commissioners entered against the State in the condemnation of property on Route 76, Section 1, Parcel 943 in the City of Camden, County of Camden, owned by The Unknown heirs, devisees and personal representatives of Mamie Jones, and her, their, or any of their, successors in right, title and interest; et al.

This was an entire taking, and there was no deposit into Court.

Fair Market Value is registered in the sum of $1,200.00.

At the hearing before the Commissioners, no testimony was given on behalf of the owner, and the State offered testimony in the sum of $1,200.00.

The Commissioners' Award was in the sum of $1,200.00.

I recommend that the Commissioners' Award of $1,200.00 be approved and said sum paid into Court without interest because of the inability of the Department of Transportation to pay said sum safely to any party in interest. **(November 11, 1971)**

106

Right of Way
Route 76, Section 1

There is presented again the matter of the award of Commissioners entered against the State in the Condemnation of property on Route 76, Section 1, Parcel 946 in the City of Camden, County of Camden, owned by Lonnie Talley; et al.

This was an entire taking, and there was no deposit into Court.

Fair Market Value is registered in the sum of $3,500.00.

At the hearing before the Commissioners the owner gave no testimony as to value. The State offered testimony in the sum of $3,500.00.

The Commissioners' Award was in the sum of $3,500.00.

I recommend that the Commissioners' Award of $3,500.00 be approved and said sum paid into Court without interest because of the inability of the Department of Transportation to pay said sum safely to any party in interest. **(November 11, 1971)**

Right of Way
Route 78, Section 4C

107 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $240,000. in the condemnation of property on Route 78, Section 4C, Parcels 97A & 97B, owned by Yara Engineering Corporation, et als.

At the trial, held on January 11, 13, 14, 18, and 19, 1971, the property owner offered testimony in the amount of $359,000. The State presented testimony in the amount of $215,400. Complaint was filed on December 6, 1967 and a deposit was made into Court on December 6, 1967 in the amount of $120,000. Fair Market Value was registered in the amount of $215,400. The jury returned a verdict in the amount of $316,200. By Department Action approved July 8, 1971, this case was appealed to the Appellate Division of the Superior Court.

Subsequent to the filing of the Notice of Appeal, Deputy Attorney General Richard Rudin reviewed the transcript and recommended that the appeal be dismissed. Deputy Attorney General Biederman and Assistant Attorney General Skillman, Chief of the Appellate Section of the Attorney General's Office, also agreed that there was no basis for such an appeal (see Assistant Attorney General Skillman's report of July 27, 1971).

In the opinion of the Legal Division on behalf of the State Department of Law, every available means of having the Court establish the final value in this matter has been exhausted. Accordingly, a Stipulation of Dismissal has been executed by the Legal Division and was filed with the Clerk of the Superior Court on August 26, 1971. On the basis of the foregoing, it is advised and recommended that the judgment of $316,200. must be approved and paid according to its terms. **(November 11, 1971)**

Right of Way
Route 78, Section 4C

108 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $90,000. in the condemnation of property on Route 78, Section 4C, Parcels 97C, D, E and F, owned by Yara Engineering Corporation, et al.

At the trial, held on January 11, 13, 14, 18, and 19, 1971, the property owner offered testimony in the amount of $147,000. The State presented testimony in the amount of $73,300. Complaint was filed on December 6, 1967 and deposits were made into Court on December 6, 1967 in the amount of $38,200., and on July 25, 1969 in the amount of $35,100. making a total deposit of $73,300. The jury returned a verdict in the amount of $100,700. By Department Action approved July 8, 1971 this case was appealed to the Appellate Division of the Superior Court.

Subsequent to the filing of the Notice of Appeal, Deputy Attorney General Richard Rudin reviewed the transcript and recommended that the appeal be dismissed. Deputy Attorney General Biederman and Assistant Attorney General Skillman, Chief of the Appellate Section of the Attorney General's Office, also agreed that there was no basis for such an appeal (see Assistant Attorney General Skillman's report of July 27, 1971).

In the opinion of the Legal Division on behalf of the State Department of Law, every available means of having the Court establish the final value in this matter has been exhausted. Accordingly, a Stipulation of Dismissal has been executed by the Legal Division and was filed with the Clerk of the Superior Court on August 26, 1971. On the basis of the foregoing, it is advised and recommended that the judgment of $100,700. must be approved and paid according to its terms. (November 11, 1971)

Right of Way
Route 280, Section 6

109 There is presented the matter of the acquisition of property designated as Route 280, Section 6, Parcel 258, located in the City of Newark, owned by John G. Scarrillo and Lucille B. Scarrillo, his wife.

A contract for the sale of these premises was entered into and a down payment made. It was discovered that the liens against the property exceeded the purchase price, and the balance was never paid. However, this Department demolished the improvement then existing on the property and made use of the land.

Inasmuch as the mortgagee, Frank B. Moran and Nellie Moran have been deprived of their security by this action, it is recommended that the principal of $3000 plus interest to date be paid and restitution be sought from the Scarrillos for breach of the warranty of title. (November 18, 1971)

Right of Way
Route 295, Section 5

110 There is presented the matter of the Commissioners' Award against the State in the Condemnation of property on Route 295, Section 5, Parcel 20, in the Township of Mansfield, in the County of Burlington, owned by R. Reuben Greenberg; et al.

This was a partial taking.

The fair market value was registered in the sum of $400.00, which sum was deposited into Court on June 5, 1968.

At the hearing before the Commissioners, the owner testified in the amount of $25,000.00, and the State offered testimony in the sum of $400.00.

The Commissioners' Award was in the sum of $2,000.00.

It is recommended that an appeal be taken from the Commissioners' Award. The owner also took an appeal pro se. (November 11, 1971)

Respectfully submitted,

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary

I hereby certify that the Approvals set forth in this Schedule were Approved as indicated and recommend that such actions be ratified and confirmed.

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary, Department of Transportation

The Approvals as indicated in this Schedule are hereby ratified and confirmed.

J. C. Kohl

John C. Kohl
Commissioner of Transportation

NO. 43 - 1971

STATE OF NEW JERSEY
DEPARTMENT OF TRANSPORTATION
TRENTON

SCHEDULE OF APPROVALS - NOVEMBER 29, 1971

Administration Items

Project Agreement - F-206(4)
Route 15, Section 7 & 2

1 It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for Right of Way for N.J. Project F-206 (4). (Rt. 15, Sec 7 & 2)

The total modified estimated cost is $300,000.00 of which $150,000.00 is Primary funds. It provides a total increase of $50,000.00 of which $25,000.00 is Primary funds. **(November 29, 1971)**

✓

Project Agreement - F-64(10)
Route 22, Section 7B

2 It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for construction for N.J. Project F-64 (10). (Rt. 22, Sec. 7B)

The total modified estimated cost is $113,684.76 of which $50,261.84 is Primary funds. It provides a total increase of $15,904.76 of which $1,371.84 is Primary funds. There is 100% state financing involved in the amount of $13,161.07 **(November 29, 1971)**

✓

Project Agreement -U-74(7)
Route 24, Section 13

3 It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for Right of Way for N.J. Project U-74(7). (Rt. 24, Sec. 13)

The total modified estimated cost is $340,000.00 of which $170,000.00 is Urban funds. It provides a total increase of $15,000.00 of which $7,500.00 is Urban funds. **(November 29, 1971)**

✓

Project Agreement - F-207(2)
Route 35 Freeway, Section 1

4 It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for Right of Way for N.J. Project F-207(2). (Rt. 35 Freeway, Sec. 1)

The total modified estimated cost is $1,150,000.00 of which $575,000.00 is Primary funds. It provides a total increase of $[illegible]0,000.00 of which $2[illegible],000.00 is Primary funds. **(November 29, 1971)**

✓

Project Agreement F-68(11)
Route 55 Freeway, Section 6

5 It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for Right of Way for N.J. Project F-68(11). (Rt. 55 Freeway, Section 6)

The total modified estimated cost is $910,000.00 of which $455,000.00 is Primary funds. It provides a total increase of $10,000.00 of which $5,000.00 is Primary funds. **(November 29, 1971)**

Project Agreement - F-83(12)
Route 69(Now 31)-202, Section 2

6 It is recommended that the attached modified project agreement form [illegible] by the State for Right of Way for N.J. Project F-83(12). (Rt. 69 (Now 31)-202, Sec. 2)

The total modified [illegible] cost is $[illegible],000.00 of which $380,000.00 is Primary [illegible] of $[illegible],000.00 of which $47,[illegible].00 is Primary [illegible]. (November 29, 1971)

Project Agreement - I-295-2(45)61
Route 295, Section 7

7 It is recommended that the attached modified project agreement form [illegible] by the State for Right of Way for N.J. Project I-295-2(45)61. (Rt. 295, Sec. 7)

The total modified [illegible] $7,[illegible].00 of which $6,[illegible].00 [illegible]. It [illegible] total increase of $300,000.00 of which $[illegible]. (November 29, 1971)

Claims - Settlement

8 On March 20, 1969 a gasoline tanker owned by the American Oil Company overturned at the Somers Point Circle, caught on fire, causing considerable damage to the Ship Channel Bridge, Route 52. As the result of said damage, repairs to the structure were put out on bid and a contract was awarded to the low bidder, Joseph A. McCollum, Inc. in the amount of $39,263.42. The Department of Transportation, Electrical Division, had charges arising out of this accident amounting to $1,257.51. The Maintenance Division of the Department of Transportation also had charges for services rendered in the amount of $5,238.27, making a total charge of $45,759.20.

The Bureau of Claims in presenting the department's bill to the American Oil Company also included an item for 10% department overhead charge on the contractor's bill amounting to $3,926.34. An item was also included in the amount of $2,392.23 representing engineering costs involved in the design and preparation of plans so that repairs to the damaged structure could be put out on bid. These two items totaling $6,318.57 are not normally included in the department's billings, but were included in our original claim to the debtor to allow as leeway when we entered negotiations. Several conferences were held between the American Oil Company and state officials with engineers and attorneys from both sides in attendance. I am attaching, hereto, letter from American Oil Company dated December 2, 1970 offering the sum of $25,000 in full settlement of the department's claim which outlines the basis for said offer.

At a conference with officials of the Department of Transportation it was proposed that if we could get the American Oil Company to meet us half way between the amount of the department's bill and the amount of the offer it would be presented to the Commissioner with a favorable recommendation. During a recent settlement discussion with the American Oil Company they verbally offered $37,500. It was suggested by the Bureau of Claims that if the figure was rounded out to $38,000 it would be submitted to the Commissioner of Transportation for final approval. We have now received a firm offer of $38,000 in writing in full settlement of the department's claim. The engineers and the attorney representing the Department of Transportation who have been consulted during settlement discussions have all agreed that the figure of $38,000 is reasonably close to our objective and should be accepted.

Giving due consideration to the circumstances involved, as well as the question of depreciation which the debtor strongly pursues, also the cost in the event suit was instituted in order to recover the full amount of this claim, we feel the offer of $38,000 is fair and reasonable and it is our recommendation and in accordance with Mr. Levine's memorandum attached, hereto, and the approval of Deputy Attorney General ~~Albert~~ L. Nardelli that it receive favorable consideration and be approved. (November 29, 1971)

Claims - Settlement

9 The Department of Transportation is carrying a claim against Mahmut Borlak in the amount of $261.00 arising out of an accident occurring on January 19, 1969 involving a vehicle owned and operated by Mr. Borlak resulting in damage to traffic signal equipment located on Route 1 at Station 382, South Brunswick Township, Middlesex County. The police report indicates that the vehicle being operated by the debtor was traveling south on Route 1, left the roadway striking the curb and crashed headon into a utility pole which resulted in damage to traffic signal equipment which had to be repaired at a cost of $261.00.

The debtor was uninsured and suit was instituted by the Claims Bureau in order to attempt recovery for the department's claim. Subsequent to our filing suit we were advised by the debtor that his ten year old daughter who was a passenger at the time of the mishap sustained fatal injuries in this accident and offered 50% in full settlement of the department's claim if litigation could be avoided.

The offer of settlement was discussed with Robert Bossolt, Esq. who after considering the circumstances and the fact that the debtor lost his daughter in this accident, felt the state would be justified in accepting $135.50 in full settlement of this claim as it could very well cost the state the amount we were asked to waive in order to produce the necessary witnesses to prove our case. It is therefore our recommendation and in accordance with Mr. Levine's memorandum attached, hereto, and the approval of Deputy Attorney General Albert L. Nardelli that the offer of settlement in the amount of $135.50 be accepted in full settlement of this claim. (November 29, 1971)

Construction Items

Route 15 Freeway, Sections 8A and 9A

10 Approval is recommended in making Award of Contract to John Arborio, Inc. at their bid, the lowest of four bids received on November 11, 1971 in the amount of $12,111,520.30 for Route 15 Freeway, Sections 8A and 9A, from Hellers Lane to Blue Heron Road, Grading, Paving and Structures, in the Townships of Jefferson and Sparta, Morris and Sussex Counties. (November 24, 1971)

Route U.S. 206(1953), Sections 18A and 2B

11 Approval is recommended in making Award of Contract to Centrum Construction Corp. at their bid, the lowest of six bids received on October 21, 1971 in the amount of $412,025.00 for Route U.S. 206 (1953), Sections 18A and 2B, From Mountain Road to North of Furnace Road, Resurfacing in the Townships of Roxbury, Mount Olive and Chester, Morris County. (November 23, 1971)

Approved Change Orders - October 1971

12 The Bureau of Construction Control herein submits for approval the attached tabulation consisting of 9 Approved Change Orders that were processed during the month of October 1971, for Construction District 3 and Railroad Transportation.

All Change Orders noted herein are available for more detailed inspection in the Bureau of Construction Control.

Included in the schedule are the following cost basis changes (force account) which have not been audited and which are subject to audit at a later date:

Contractor	Rt. & Sec.	Fed. Proj.	C.O. No.	Estimated Amount	
Franklin	Garden State Metro	DOT-FR-9-0024	5	$31,576.59	
Robt. Berry Co.	Mt. View, Lincoln Park, Towaco Sta.	N/A	7 F	1,119.99	
C. J. Pardun	27 - 6D	N/A	2nd. F	343.39	
S. J. Groves	440 F - 1B	U-209(5)	78	1,328.11	
S. J. Groves	440 F - 1B	U-209(5)	79	12,722.90	
S. J. Groves	440 F - 1B	U-209(5)	80	3,618.73	Ex.
				8,234.18	Red.

(November 18, 1971)

Design Items

13 **Route 18 Freeway, Sections 9B and 10A**

Approval is recommended of the plans and specifications and authority to advertise for grading, paving and structures on Route 18 Freeway, Sections 9B & 10A, from West of Dutch Lane Road to East of Normandy Road, in the Townships of Marlboro, Freehold and Colts Neck, Monmouth County. **Construction Program Year: 1970-1971**
Item No.: 31 **(November 19, 1971)**

14 **Route 29 Freeway, Section 11E**

Approval is recommended of the plans and specifications and authority to advertise for demolition of buildings on Route 29 Freeway, Section 11E, from Ferry Street to Lalor Street, in the City of Trenton, Mercer County.
(November 19, 1971)

15 **Route 29 Freeway, Sections 12D and 11D**

Approval is recommended of the plans and specifications and authority to advertise for planting on Route 29 Freeway, Sections 12D & 11D, from vicinity of Calhoun Street Interchange to Ferry Street, in the City of Trenton, Mercer County. **Construction Program Year; 1970-1971** **Item No.35** **(November 19, 1971)**

Jurisdictional Agreement
Route 90, Section 2A
Township of Moorestown - Burlington County

16 Approval and execution is recommended of the attached Agreement dated November 11, 1971, between the Township of Moorestown of Burlington County and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 90, Section 2A, more particularly the State plans to build an interchange with the Moorestown Industrial Park Road.
(November 19, 1971)

Services - Engineering
Route 24
Boswell Engineering Company

17 Approval and execution is recommended of the attached Agreement dated October 29, 1971, between Boswell Engineering Company (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the improvement of Route 24 (Main Street) at the intersection of Brooklake Road (Tri-Borough Road) in the Boroughs of Madison and Chatham, Morris County.

The Consultant will be reimbursed for his services as follows:

Salaries toward a ceiling of	$36,800.
Soils Work	2,000.
Requested Printing	300.
Use of Motor Vehicles	400.
Contingencies	3,500.
Recommended total to be set up	$43,000.

(November 18, 1971)

Services - Engineering
Route 208
James P. Purcell Associates

18 Approval and execution is recommended of the attached Agreement dated October 29, 1971, between James P. Purcell Associates (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the improvement of the interchange of Route 208 with Fair Lawn Avenue and of the Interchange of Route 208 with McBride Avenue, in Fair Lawn Borough, Bergen County.

The Consultant will be reimbursed for his services as follows:

Salaries toward a ceiling of	$139,000.
Soils Work	10,000.
Requested Printing	1,500.
Use of Motor Vehicles	1,000.
Survey Work by Others	8,000.
Contingencies	15,500.
Recommended total to be set up	$175,000.

(November 18, 1971)

Utilities - Route 15 Freeway, Section 8A & 9A
New Jersey Bell Telephone Company

19 Approval and execution is recommended of the attached Order (EUO-2-15-8A&9A) issued to the New Jersey Bell Telephone Company covering understandings in connection with the State's construction of Freeway Route 15, Section 8A&9A located in the Township of Jefferson, County of Morris, which construction will require relocation of existing telephone facilities owned and operated by the Company.

The Utility Company is to be reimbursed for the actual cost of the removal and relocation work, at an estimated cost (including contingencies) of $45,250.00.
(November 23, 1971)

Utilities - Route 24, Section 12A
Joint Meeting (a sewer Auth.-Essex & Union Counties

20 PUA-21A-78-5J set up $3,800.00 with which to reimburse Elson T. Killam for engineering services performed in conjunction with the design and relocation of Joint Meeting sewer facilities relocated by the construction of Route 24 Freeway, Section 12A.

As a result of increased labor costs, this set up was over run by $310.29.

It is recommended that this additional amount ($310.29) be set up so that the invoices may be processed. (November 24, 1971)

Utilities - Rt. 29 Fwy, Sec. 11A & 12B
New Jersey Bell Telephone Company

21 Under the terms of Order (PUO-15-29-11A&12B) New Jersey Bell Telephone Company was authorized to perform certain telephone facilities relocation work to accommodate the construction of Route 29 (Freeway), Section 11A & 12B, located in the City of Trenton, County of Mercer, at an estimated cost (including contingencies) of $23,000.00 to the State.

To date actual cost billing submitted by the Company, seven most recent of which vouchers total $6,795.78, exceeds amount allowable for payment over funding set-up in Order. This additional cost is attributable to increased labor and material cost subsequent to Company estimates.

In order to permit payment of outstanding bills submitted by the Company where additional cost is involved, it is recommended that the additional cost amount of $6,795.78 be set-up under the subject heading Order.
(November 29, 1971)

Utilities - Route 78, Section 4G
New Jersey Bell Telephone Company

22 The subject heading Order authorized New Jersey Bell Telephone Company to rearrange its facilities to accommodate the construction of Freeway Interstate 78, Section 4G, at the base estimated cost of $7,210.00 (excluding contingencies). Actual cost billing by the Company for the relocation work amounts to a total of $10,910.69 which represent an increase of $3,700.69 (41%) in excess of base estimate. Unpaid vouchers in the amount of $6,098.00 and the account balance of $3,112.31 results in additional funds of $2,985.69 needed to close out the account.

The additional cost is attributable to increased labor and material cost exceeding Company estimates.

It is recommended that the additional amount of $2,985.69 be set-up, making a revised total cost of $10,910.69 for the above Order for reimbursement to New Jersey Bell Telephone Company. (November 29, 1971)

Utilities - Route 78, Section 5AV
Elizabethtown Water Company

23 Approval and execution is recommended of the attached Order (PUO-91C-78-5AV) issued to the Elizabethtown Water Company, covering understandings in connection with the State's construction of Freeway Interstate Route 78, Section 5AV, located in the Townships of Union and Hillside, County of Union, which construction will require relocation of existing water distribution facilities owned and operated by the Company.

The Utility Company is to be reimbursed for the actual cost of the relocation work required, the estimated cost of which (including contingencies) is $131,500.00.
(November 23, 1971)

Utilities - Route 78, Section 5AV
Elizabethtown Water Company

24 Approval and execution is recommended of the attached Order (PUO-97-78-5AV) issued to the Elizabethtown Water Company covering understandings in connection with the State's construction of Freeway Interstate Route 78, Section 5AV, located in the Township of Hillside (Union County), Town of Irvington and City of Newark (Essex County), which construction will require the relocation, at State expense, of certain existing water distribution facilities owned and operated by the Company.

The Utility Company is to be reimbursed for the actual cost of the relocation work, at an estimated cost (including contingencies) of $40,000.00.
(November 23, 1971)

Utilities - Route 78, Section 5AV
Department of Public Works - City of Newark

25 Approval and execution is recommended of the attached Agreement (PUA-99A-78-5AV) dated November 8, 1971, between the State of New Jersey and the City of Newark, covering understandings in connection with the State's construction of Freeway Interstate Route 78, Section 5AV, located in part in the City of Newark, County of Essex.

The State will make or cause to be made certain revisions and rearrangements of existing sanitary sewer facilities of the City under its construction contract, at an estimated cost of $38,813.00.

The State will also reimburse the City for providing field engineering and inspection during the performance of the relocation work, at an estimated total cost of $1,088.00. Construction Program Year: 1970 Item No.: 4
(November 23, 1971)

Utilities - Route 80, Section 4AE
Passaic Valley Water Commission

26 Under the terms of Agreement (PUA-72-80-4AE;NJ-I-80-4(16)53, Contract #15A), the Passaic Valley Water Commission was authorized to perform certain water distribution rearrangement work to accommodate the construction of Freeway Interstate 80, Section 4AE, located in the Borough of West Paterson, County of Passaic, at an estimated cost (including contingencies) of $440.00 to the State.

Actual cost billing submitted by the Commission amounts to $710.76 which exceeds amount appropriated by $270.76 and exceeds amount allowable for payment over funding set-up in Agreement. This additional cost is due to additional material and labor required for the proper relocation of fire hydrant so as not to conflict with the State's construction.

It is recommended that the additional amount of $270.76 be set-up, making a revised total cost of $710.76 to be expended for reimbursement to Passaic Valley Water Commission under the subject heading Agreement. (November 29, 1971)

Utilities - Route 280, Section 1A
Twp. of Parsippany-Troy Hills (Water & Sewer Facilities)

27 Approval and execution of the attached Public Utility Agreement known as PUA-57-280-1A with the Township of Parsippany-Troy Hills, which Agreement calls for the installation of future Municipal sanitary sewer and water crossings of the Freeway at five locations, all at the expense of the Town, is recommended herewith.
(November 19, 1971)

Utilities - Route 280, Sec. 5L & 6N
City of Orange - Water

28 PUA-34A-280-5L&6N set up $22,000.00 with which to reimburse Elson T. Killam Associates for engineering and inspection costs incurred in connection with relocation of City of Orange water facilities as necessitated by the construction of Interstate Route 280, Section 5L&6N.

As a result of additional engineering work, required during construction because of unforeseen field conditions, the Department is in receipt of billing which over runs the original set up by $3,786.28.

The over run is justified and it is, therefore, recommended that an additional amount of $3,786.28 be set up to permit a processing of the invoices on hand.
(November 24, 1971)

Utilities - Route 280, Section 5L & 6N
New Jersey Bell Telephone Company

29 Under the terms of Order (F[illegible]-33-280-5L&6N;NJ-1-280-[illegible](9)55, Con. #20) New Jersey Bell Telephone Company was authorized to perform certain telephone facilities relocation work to accommodate the construction of Freeway Interstate 280, Section 5L & 6N, located in the City of Orange, County of Essex, at an estimated cost (including contingencies) of $21,500.00 as based on estimates prepared in 1965.

To date actual cost billing submitted by the Company exceeds amount allowable for payment over founding set-up in Order by $2,189.47. This additional cost is attributable to increase labor and material cost subsequent to original estimates.

In order to permit payment of outstanding bills by the Company where additional cost is involved, it is recommended that the additional cost amount of $2,189.47 be set-up under the subject heading order. (November 24, 1971)

Public Transportation Items

Agreement (10-15-68)
CNJ-B&O
Lease Locomotives

30 To commit $157,069.81 for payment to Robert D. Timpany, Trustee of The Central Railroad Company of New Jersey for reimbursement of the sixth semi-annual rental payment, in the amount of $156,392.11 covering 13 locomotives leased from the Baltimore and Ohio Railroad and for payment of interest charge of $677.70 assessed by Railease, Incorporated to cover interest at 6% on $156,392.11 for 26 days, because of late payment of fifth semi-annual rental payment due June 18, 1971. This is in accordance with Sublease and Guaranty Agreement dated October 15, 1968 between the State of New Jersey and the Trustee of The Central Railroad Company of New Jersey.

Funds are available in account WBB 630-904-770. (November 23, 1971)

Agreement
L. E. Peabody & Associates

31 Execution of agreement dated November 3, 1971 between L. E. Peabody and Associates and the State of New Jersey, whereby the consultant agrees to provide avoidable cost studies of the suburban passenger operations in New Jersey of the Erie Lackawanna Railway Co., The Central Railroad Company of New Jersey, the Reading Company, the Penn Central Company and the Pennsylvania-Reading Seashore Lines.

Funds in the amount of $75,000 are available in account SKO 63201-600-100-389. (November 18, 1971)

Agreement
Southeastern Pennsylvania Transportation Authority

32 Execution of agreement dated October 20, 1971 between New Jersey Department of Transportation and Southeastern Pennsylvania Transportation Authority providing for joint administration of the 70 new high speed electric multiple unit commuter cars for Penn Central New Jersey suburban service project. Total cost not to exceed $60,000.

Bond Funds	$20,000
UMTA Capital Grant	40,000
	$60,000

A resolution with regard to this project was unanimously approved by the Commuter Operating Agency at its October 6, 1971 meeting.

Funds are available in account number 630-901-771.
(November 29, 1971)

Local Government Aid Items

Municipal Aid - Teterboro Borough
Bergen County

33 Approval is recommended of supplementary specifications for the resurfacing of North Street, Section 2, Teterboro Borough, Bergen County, B-14F-70. Municipal Aid. **(November 18, 1971)**

Municipal Aid - Town of Westfield
Union County

34 Approval is recommended of acceptance and authorization of final payment of $41,965.91, State's share, for the improvement of North Scotch Plains Avenue, Section 1, Town of Westfield, Union County, U-19-67, completed by contract at a total cost of $59,462.59. Approval is also recommended of deducting $346.20 from the total cost of construction due to non-conformance to the Job Mix Formula, Air Void Requirements of the Bituminous Concrete Pavement. Municipal Aid. **(November 18, 1971)**

Right of Way Items

Right of Way
Route 20 Freeway, Section 2

35 There is presented negotiated purchase agreement on Route 20 Freeway, Section 2, Federal-aid Project I-80-4-(4), From Route U.S. 46 Interchange To Main Street.

Parcel 70	Federal Housing Administration	Consideration $6,000

The parcel having been appraised and the Reviewer's registered Fair Market Value Determination being $6,000, approval is recommended.

Authority is requested to dispose of building to the road contractor, by public auction, or by sealed bids.

It is further recommended that the commission action dated September 30, 1970 be rescinded and that the previous agreement be declared null and void.
(November 18, 1971)

Right of Way
Route 45, Section 1

36 There is presented a grant of easement on Route 45 (1953), Section 1, From New Jersey Turnpike to Route U. S. 130:

Parcel [illegible]	West Jersey and Seashore Railroad Company, (A New Jersey Corp.)	Consideration $1,000.

The parcel has been appraised and the Reviewer's registered fair market value determination is $900. The variance not being substantial, the grant would appear in the public interest and approval is recommended.

It is recommended the grant be accepted by the Commissioner and that payment be made in the sum of $1,000. upon approval of title by our Chief Title Officer.
(November 18, 1971)

Right of Way
Route 38, Section 2

37 There is presented negotiated purchase agreement on Route 38 (1953), Section 2, Federal - aid Project U-106-(8), From Route 73 to New Jersey Turnpike.

Parcel R14B	Tremarco Corporation (A Delaware Corp.)	Consideration $2,600.00

The parcel was appraised and the reviewer's registered fair market value determination is $2,600.00. Approval is recommended. (November 18, 1971)

Right of Way
Route 178 Freeway, Section 1

38 There is presented negotiated purchase agreement on Route 178 Freeway, Section 1, From Route 24 Freeway To Route 10 & 53 Interchange.

Parcel 33	Borough of Morris Plains, A Municipal Corporation of the State of N. J.	Consideration $2,500

The parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $2,000. The variance not being substantial, the agreement would appear in the public interest, and approval is recommended.
(November 18, 1971)

Right of Way
Route 78, Section 5D

39 There is presented negotiated purchase agreement on Route 78, Section 5D, Federal Aid Project [illegible], From Springfield Avenue to Garden State Parkway.

Parcel [illegible]	The Board of Education of the Township of Union in the County of Union	Consideration $2,000.

The parcel has been appraised and the Reviewer's registered Fair Market Value Determination is [illegible].

The variance not being substantial, the agreement would appear in the public interest and approval is recommended. (November 18, 1971)

✓
Right of Way
Route 78, Section 5F

10 There is presented negotiated purchase agreement on Route 78, Section 5F, Federal Project I-78-5-(5), From Lyons Avenue to Schuyler Avenue.

Parcel 193C	Secretary of Housing & Urban Development of Washington, D.C.	Consideration $6,000

This parcel having been appraised and the Reviewer's registered Fair Market Value determination being $6,000, approval is recommended. (November 18, 1971)

✓
Right of Way
Route 92 Freeway, Section 1

11 There is presented negotiated purchase agreement on Route 92 Freeway, Section 1, From Route 33 To Mercer Middlesex County Line;

Parcel R25A	Robert [illegible]. Lasche and Roberta Lasche, h/w	Consideration $6,500.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $6,500. Approval is recommended. (November 18, 1971)

✓
Right of Way
Route 202 Freeway, Section 20

12 There is presented negotiated purchase agreement on Route 202 Freeway, Section 20, New Hope-Lambertville Bridge to Route U.S. 202;

Parcels R22 & 22B	The Catholic Church of St. John The Evangelist of Lambertville, New Jersey, and Carl R. Cathers, Executor of the Last Will and Testament of Mary S. McGowan, deceased	Consideration $26,300

These parcels have been appraised and the Reviewer's registered Fair Market Value determination is $26,300. It is recommended that this agreement be approved. (November 17, 1971)

✓
Right of Way
Route 202 Freeway, Section 20

13 There is presented negotiated purchase agreement on Route 202 Freeway, Section 20, New Hope-Lambertville Bridge to Route U. S. 202;

Parcel 23 plus damaged	Marion Holcombe, widow	Consideration	$4,400
remnants to be acquired			$ 600
		Total Consideration	$5,000

The parcel has been appraised and the Reviewer's registered Fair Market Value determination for Parcel 23 is $4,300., the damaged remnants are valued at $600., totaling $4,900. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.
(November 17, 1971)

✓
Right of Way
Route 287, Section 10

14 There is presented negotiated purchase agreement on Route 287 (1953), Section 10, Federal Aid Project I-287-2-(14), from Route 24 to Route 10.

Parcel 130N	Town of Morristown	Consideration	$11,150.
		Reimbursement for proposed drive	3,350.
		Total Consideration	$14,500.

During negotiations the engineers endorsed the construction of a temporary access drive and payment now to the Town of Morristown for the construction in the future of their final drive.

The parcel has been appraised and the Reviewer's Fair Market Value Determination is $11,000. The cost of the proposed drive has been estimated at $3,350. by our Engineering Division. The variance not being substantial, approval is recommended.

Authority is requested to dispose of the fountain to the road contractor by public auction or by sealed bids. **(November 18, 1971)**

Right of Way
Route 287, Section 10

45 There is presented a deed for the conveyance of Parcels VX29A2, VX29B2, VX30B, VX47B, VX48A2 and VX48B2 on Route 287 (1953), Section 10, From Route 24 To Route 10, from the State of New Jersey to the United States of America.

This conveyance is being made in accordance with an agreement approved by the Assistant Commissioner, Highways, on February 11, 1971, under which the United States of America agreed to convey to the State Parcel 49 on Route 287 (1953), Section 10, for the consideration of $1.00 plus the conveyance of Parcels VX29A2, VX29B2, VX30B, VX47B, VX48A2 and VX48B2.

It is recommended that this deed covering Parcels VX29A2, VX29B2, VX30B, VX47B, VX48A2 and VX48B2 be executed and authority granted to deliver same in accordance with the terms of the agreement.

The Commissioner of Transportation does hereby determine that Parcels VX29A2, VX29B2, VX30B, VX47B, VX48A2 and VX48B2 are no longer required for the use of the State of New Jersey in the improvement, betterment, reconstruction or maintenance of any state highway. **(November 22, 1971)**

Right of Way
Route 18 Freeway, Section 9

46 There is presented again the matter of acquisition of property on Route 18 Freeway, Section 9, Federal Project F-112-(26), Route 79 to Route 34. Condemnation proceedings were previously authorized on November 1, 1968 as the owner's demand was considered excessive. A Commission hearing was held on August 3, 1971, and as a result the Commissioners rendered an award in the sum of $40,000.

Subsequent thereto and on the day of the trial by Jury, an offer was received from the attorney for the owner to settle the matter for the sum of $25,350. Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 10	Pierre L. Van Mater, married	Consideration	$25,350.
	Less allowance to State of for owner's retention and removal of the 2 story dwelling.		350.
		Net Cash Consideration	$25,000.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $22,000. The retention estimate is $350. The variance being substantially less than the award of $40,000. and within a reasonable range of the Fair Market Value of $22,000., the agreement would appear to be in the public interest.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. **(November 17, 1971)**

Right of Way
Route 20 Freeway, Section 2

47 There is presented again the matter of acquisition of property on Route 20 Freeway, Section 2, Federal-aid Project I-80-4-(4), From Route U.S.46 Interchange to Main Street, in the name of Federal Housing Administration. Condemnation proceedings were previously authorized for Parcel 47 on September 20, 1971.

Subsequently, the property was destroyed by fire and the appraisers were requested to reappraise the property.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 47	Federal Housing Administration	Consideration $6,100

The parcel having been appraised and the Reviewer's registered Fair Market Value Determination being $6,100, approval is recommended.

It is further recommended that condemnation proceedings previously authorized for Parcel 47 be discontinued.

Authority is requested to dispose of building to the road contractor, by public auction, or by sealed bids. **(November 18, 1971)**

Right of Way
Route 29 Freeway, Section 10

48 There is presented again the matter of acquisition of property on Route 29 Freeway, Section 10, From Lalor Street to Route 37. Condemnation proceedings were previously authorized for Parcel 4 and Remainders, DeLorenzo Paper Stock Inc., a New Jersey Corporation, on May 20, 1971, at which time the owner was demanding $568,320.00.

Subsequently, a map revision was received and the parcel designation became Parcels 4 and 49J. Continued negotiations have resulted in the execution of an agreement as follows:

Parcels 4 & 49J	DeLorenzo Paper Stock Inc., a New Jersey Corporation	Consideration $552,900.00
Plus damaged remainders to be acquired		$ 30,000.00
		$582,900.00

The parcels having been appraised and the Reviewer's re-registered Fair Market Value determination being $552,900.00 for Parcels 4 and 49J, and $30,000.00 for the remainders, approval is recommended. It is further recommended that condemnation proceedings previously authorized for Parcel 4 and Remainders be discontinued.

No deposit having been made into the Superior Court, no request for withdrawal is necessary. **(November 18, 1971)**

Right of Way
Route 29 Freeway, Section 11

49 There is presented again the matter of acquisition of property on Route 29 Freeway, Section 11, Market Street to Lalor Street. Condemnation proceedings were previously authorized on December 29, 1970, at which time the owner was demanding $1,000.

Subsequently, an appraisal updating to the date of complaint, resulted in a Fair Market Value being registered in the sum of $300. Continued negotiations have resulted in the execution of an agreement as follows:

Parcel UR43	Joseph A. Stallings, Divorced	Consideration $750.

The parcel has been appraised and the Reviewer's registered Fair Market Value determination is $300. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

No deposit having been made into Superior Court, no request for withdrawal is necessary.

Said parcel UR43 being required to relocate the facilities of the United New Jersey Railroad and Canal Company, further authority is requested to convey said parcel to the United New Jersey Railroad and Canal Company at such time as a utility order has been consummated which provides for said conveyance.
(November 18, 1971)

Right of Way
Route 35, Section 6

50 There is again presented the matter of acquisition of property on Route 35 (1953), Section 6, Asbury Avenue To Eatontown. Condemnation proceedings were previously authorized on December 31, 1969 as the owners refused to negotiate further at that time.

A Commission Hearing was held on May 6, 1971 and an award in the amount of $16,500 was granted, which award was appealed by both parties. Continued negotiations have resulted in the execution of an agreement as follows;

Parcel 48	Robert J. Furlong and Helene Furlong, h/w	Consideration $12,500.

Including Court Deposit of $10,200.

previously withdrawn by Sellers.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $10,200. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is recommended that this agreement be approved and that the condemnation proceedings previously authorized be discontinued.

Authority is requested to dispose of one double-faced wood ground sign to the road contractor by public auction, or by sealed bids. (November 18, 1971)

Right of Way
Route 35, Section 6

51 There is presented again the matter of acquisition of property on Route 35 (1953), Section 6, Asbury Avenue To Eatontown. Condemnation proceedings were previously authorized on July [illegible], 197[illegible] as the owners refused to negotiate at that time.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel [illegible]	John E. Martin and Patricia Martin, h/w	Consideration $3,500.
	Less allowance to State of for owners' retention and removal of the 10' x 15' frame [illegible]	25.
	Net Cash Consideration	$3,475.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $3,200. The retention estimate is $25. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is recommended that the condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under the Declaration of Taking. (November 17, 1971)

Right of Way
Route 35, Section 9

52 There is presented again the matter of acquisition of property on Route 35 (1953), Section 9, Leonardville Road to Route 36. Condemnation proceedings were previously authorized on December 5, 1966 as the owners were unable to complete negotiations at that time.

Prior to a Commission hearing the owner's Trial Attorney agreed to accept the sum of $25,000. in settlement of all claims against the State and remove the encroaching part of the building to a point 10' from the new right of way line, resulting in the execution of an agreement as follows:

Parcel R126	Thomas J. Perno and Mary A. Perno, h/w	Consideration $25,000.

The parcel was appraised and the Reviewer's Registered Fair Market Value determination is $20,000. The variance is not substantial considering the owners are to remove at their own expense, the portion of the building that lies within the proposed right of way and easement area. The agreement would appear to be in the public interest and approval is recommended.

It is recommended that the condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (November 18, 1971)

Right of Way
Route 37 Freeway, Section 4

53 There is presented again the matter of acquisition of property on Route 37 Freeway, Section 4, From Monmouth Road (Co. 537) To Garden State Thruway. Condemnation proceedings were previously authorized for Parcel E30K and for Parcel RE30J on July 17, 1970 because the owners (Executors) refused the State's Fair Market Value offer in the amount of $250 for Parcel E30K and $250 for Parcel RE30J and refused to state a demand.

Subsequently, appraisals updating to the dates of complaint, resulted in Fair Market Values being registered in the amount of $300 for Parcel E30K and $300 for Parcel RE30J.

Parcels E30K & RE30J	Vincent R. Bergantino & Judith Bergantino, h/w and Ernest J. Pelloni & Virginia Pelloni, h/w Trading as Ginny Enterprises	Consideration $750.

These parcels have been appraised and the Reviewer's registered Fair Market Value determination is $300 for Parcel E30K and $300 for Parcel RE30J, totalling $600. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking.
(November 18, 1971)

Right of Way
Route 78, Section 5F

54 There is presented again the matter of acquisition of property on Route 78, [illegible] Federal-aid Project I-78-5-(5), Lyons Avenue to [illegible] Avenue. [illegible] the owners' demand [illegible],000, which was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel [illegible]	[illegible] & Hamilton, Inc.	Consideration $27,5[illegible]
	Including down payment of $6,[illegible]	

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $2[illegible],600. The variance not being substantial, the agreement would appear to be in the public interest and approval is recommended.

[illegible] no court deposit.

It is also recommended that condemnation proceedings previously authorized be discontinued.

It is further recommended that authority be granted to dispose of the [illegible] to the [illegible] by public auction [illegible].
(November 17, 1971)

Right of Way
Route 80, Section 1D

55 There is presented again the matter of acquisition of property on Route 80(1953), Section 1D, Federal-aid Project I-80-1-(14), From Route U.S. 46 to Delaware-Knowlton-Blairstown Road. Condemnation proceedings were previously authorized on October 1, 1971 because the owner refused the State's suggested settlement figure of $1,000 and refused to negotiate.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel E19E	E. Ernest Sipel and Martha J. Sipel, his wife	Consideration $1,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $1,000, approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

No deposit having been made Superior Court, no request for withdrawal is necessary. (November 18, 1971)

Right of Way
Route 178, Section 1

56 There is presented again the matter of acquisition of property on Route 178 Freeway, Section 1, From Route 24 Freeway To Routes 10 and 53 Interchange. Condemnation proceedings were previously authorized at which time the owner's demand of $105,000 was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 45	Seventeen Corporation	Consideration $101,000
	Including down payment of	$ 25,250

The parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $95,000. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued. There has been no deposit made into court.

Further authority is requested to dispose of the improvements to the road contractor by public auction or by sealed bids. (November 17, 1971)

Right of Way
Route 287, Section 10

57 There is presented again the matter of acquisition of property on Route 287 (1953), Section 10, Federal-aid Project I-287-2-(14), From Route 24 To Route 10. Condemnation proceedings were previously authorized at which time the owner refused to state a demand.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 130E	Town of Morristown	Consideration $98,000.

The parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $97,400. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking.
(November 18, 1971)

Right of Way
Route 295, Section 3

58 There is presented again the matter of acquisition of property on Route 295, Section 3, Federal-aid Project I-295-2-(29), Marne Highway to Mount Holly-Burlington Road. Condemnation proceedings were previously authorized on August 20, 1968 for Parcels 59A, 59B, 59C & 59D in the name of George L. Smith and wife and for Parcel UE59E on April 28, 1969, in the name of George L. Smith and William Rohrer, t/a Roth Investment, co-partners, at which time the owner's demand was considered excessive.

Subsequently, our Title Bureau advised that Parcels 59A, 59B, 59C and 59D and UE59E were owned by George L. Smith and William Rohrer, t/a Roth Investment, co-partners. The matter proceeded to a commission hearing and an award was rendered in the sum of $57,150 which the owner appealed.

Prior to the scheduled jury trial, the Judge suggested the matter be settled, which resulted in a proposed settlement in the sum of $63,000 by our Legal Division. The Right of Way Division concurred and an agreement was secured as follows:

Parcels 59A,59B,59C,59D, and UE59E	William G. Rohrer, divorced & Dorothy G. Smith, widow, t/a Roth Investment Company	Consideration $63,000.
	including a court deposit of previously withdrawn	$58,150.

The parcels have been appraised and the reviewer's total registered fair market value determination is $58,150. The variance not being substantial, the agreement would appear in the public interest. Approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Authority is requested to make payment in the sum of $4,850., representing the difference between the consideration provided for in the agreement and the deposit withdrawn from Court.

Parcel UE59E being required for the construction and maintenance of electric and gas facilities of the Public Service Electric and Gas Company, further authority is requested to convey said parcel to the Public Service Electric and Gas Company in accordance with the existing utility order secured by the Engineer of Utilities.
(November 18, 1971)

Right of Way
Route 295, Section 7

59 There is presented again the matter of acquisition of property on Route 295, Section 7, Federal-aid Project I-295-2-(45), From Crosswicks Creek to Route 33. Condemnation proceedings were previously authorized on April 2, 1971 because the owners refused the State's suggested settlement offer in the amount of $24,100 plus a Replacement Housing Bonus in the amount of $5,000 and demanded $35,000 which is considered excessive.

Subsequently, an appraisal updating to the date of complaint resulted in a Fair Market Value being registered in the sum of $27,000. Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 183	Lillian Didrence & William Didrence, h/h	Consideration $27,000.
	Including a down payment of	6,700.
	Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling	3,850.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $27,000. The Replacement Housing Bonus is $3,850. It is recommended that this agreement be approved.

It is recommended that condemnation proceedings previously authorized be discontinued.

It is recommended that authorization be granted to dispose of the dwelling to the road contractor, by public auction or by sealed bids.

Further authority is requested to withdraw the deposit heretofore made into Superior Court under Declaration of Taking. **(November 17, 1971)**

Right of Way
Route 20, Section 2

60 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, Project No. 100% State, from U.S. 46 Interchange to Main Street, Parcel 414.

Authority is requested to rent the subject apartment to Abdon Garcia and Graciela, his wife for a rental of $50 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-2-414-1.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupants. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on October 27, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy. **(November 23, 1971)**

Right of Way
Route 20, Section 2

61 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, 100% State, from U.S. 46 Interchange to Main Street, Parcel 414.

Authority is requested to rent the subject apartment to Cesestino Cevallos and Doris, his wife, for a rental of $65 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-2-414-2.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupants. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on October 27, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy.
(November 23, 1971)

Right of Way
Route 20, Section 2

62

There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, 100% State, from U.S. 46 Interchange to Main Street, Parcel 414.

Authority is requested to rent the subject apartment to Nancy Santucci, for a rental of $40 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-2-414-3.

This rent is the amount currently being paid by the occupant. Economic rent for this unit is $60 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on November 10, 1971. This represents an increase in rent from $40 per month. The above captioned is an 80 year old woman living alone and receiving a monthly income of $93. It is our opinion that under the above circumstances the rent to be charged in the amount of $40 is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy.
(November 23, 1971)

Right of Way
Route 21, Section 6

63

There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 21, Section 6, Project: U-126-(25) from Monroe Street to Route 80, Parcel 107.

Authority is requested to rent the subject apartment to Ronald and Margaret Seroky for a rental of $130.00 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account Number 21-6-107-1.

This rent represents a reduction in rent from the $150 per month. Economic rent for this unit is $150 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on November 5, 1971. In consideration for the reduced rent, the occupant will maintain the property and act as superintendent. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy.
(November 18, 1971)

Right of Way
Route 21, Section 6

64

There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 21, Section 6, Project: U-126-(25) from Monroe Street to Route 80, Parcel 107.

Authority is requested to rent the subject apartment to Alan and Marjorie Bornkamp, for a rental of $155 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account # 21-6-107-2.

This rent is based on an analysis of rentals in the local market for comparable units. The anlaysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on November 5, 1971. This represents a reduction in rent from $175 per month. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy. (November 18, 1971)

65

Right of Way
Route 29 Freeway, Section 10

There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 29 Freeway, Section 10, Project No. I-195-8-(9), Lalor Street to Route 37, Parcel 35A.

Authority is requested to rent the dwelling to Mr. and Mrs. Hugh Riley for a rental of $175 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 29-10-35-1. This unit is owner occupied and has not been previously rented. The $175 per month rental appears fair and reasonable and is based on the attached comparable rental documentation report and analysis of November 9, 1971.

Authority is also requested to close title subject to the lease occupancy. (November 18, 1971)

66

Right of Way
Route 78, Section 5F

There is presented the matter of a Dwelling Lease Occupancy Agreement for a dwelling located on Route 78, Section 5F, Project: I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 94.

Authority is requested to rent the subject dwelling to Stanley Baldwin for a rental of $115.00 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account Number 78-5F-94-1.

This unit is owner occupied and has not been previously rented. This rent is not based on an analysis of rentals in the local market because there are no one family homes being leased in the area. In lieu of the use of comparable rentals, a rental factor of ten percent of the acquisition price was used to establish a fair and equitable rent. The acquisition price of this dwelling was $15,000. Ten percent of this reflects a rental factor of $125 per month. In charging a lower rent, consideration was given to the fact that the occupant will maintain the property and act as superintendent. Consideration was also given to the deteriorated condition of the neighborhood caused by the Route 78 project. It is our opinion, that under the foregoing conditions, the monthly rental of $115 is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy. (November 18, 1971)

67

Right of Way
Route 178, Section 1

There is presented the matter of a Dwelling Lease Occupancy Agreement for a dwelling located on Route 178, Section 1, from Route 24 Freeway to Route 10 and Route 53 Interchange, Parcel 5B.

The family of Heyward Taylor presently reside on Route 287, Section 10 in Morristown, New Jersey. Due to imminent construction and the need to demolish the building which this family now occupies, and the unsuccessful efforts to relocate the family into a permanent residence, it is necessary, on a temporary basis, to relocate the Taylor family into a property already in the possession of the Department of Transportation, located at 15 Littleton Road, Morris Plains, New Jersey. This property is identified as Route 178, Section 1, Parcel 5B.

Authority is requested to rent the subject dwelling to Heyward Taylor and Rena Taylor, h/w, for a rental of $100 per month, which is what they are presently paying for the premises which they occupy, based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account Number 178-1-5B-1.

This rent was established after taking into consideration the family income, the urgency in relocating the family from the construction project, and the fact that the tenants will be occupying the property on a month to month basis and will provide their own utilities. It is our opinion that this monthly rental is fair and reasonable. **(November 23, 1971)**

68

Right of Way
Route 295, Section 8

There is presented the matter of a Dwelling Lease Occupancy Agreement for the structure located on Route 295, Section 8, Project No. I-295-2-(53), Route 33 to Route U. S. 1, Parcel 20.

Authority is requested to rent the structure to Best Brothers Paints, Trenton, Inc., for a rental of $900 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 295-8-20-1. This unit is tenant occupied. The rental to be charged of $900 per month is fair and reasonable and is based on the attached comparable rental documentation report and analysis of November 12, 1971.

Authority is also requested to close title subject to the lease occupancy. **(November 19, 1971)**

Right of Way - Route 3
Section 3

69

There is presented again the matter of acquisition of property on Route 3, Section 3, Federal Aid Project U-186-(18), Passaic River to Route 20, Parcel 88, Morgan Lentz, Inc., a New Jersey Corporation. Condemnation proceedings were previously authorized for the acquisition of this parcel on October 27, 1969 and in accordance therewith a complaint was filed on November 13, 1969 and on December 1, 1969 the sum of $463,300.00, representing the registered Fair Market Value was deposited with the Superior Court.

Subsequently, it was determined that a portion of the owner's property was tide lands belonging to the State of New Jersey and maps were accordingly prepared by the engineers designating such tide lands as Parcel T88B, and the fast lands as Parcel 88A. Parcel 88A has been appraised and the Reviewer's registered Fair Market Value Determination is $386,150.00. Parcel T88B has been appraised and the Reviewer's registered Fair Market Value Determination is $114,800.00. The owners have refused the State's offer of $386,150.00 for the fast lands.

In accordance with a Court Order dated May 29, 1970, the owner withdrew the sum of $349,900.00, which represented the value of the fast land, leaving in court the sum of $113,400.00 for the tide lands. The court further ordered that such sum remain on deposit in the court until further order.

On May 20, 1971, authority was granted to amend the complaint to reflect the taking of Parcel 88A only. It is hereby recommended that authority be granted to amend the complaint to also reflect the taking of Parcel T88B.

Authority is also requested to deposit the additional sum of $36,250.00 with the Superior Court for Parcel 88A, which when added to the sum of $349,900.00 previously allocated thereto by the court will make a total deposit of $386,150.00. Further authority is requested to deposit the additional sum of $1,400.00 for Parcel T88B, which when added to the sum of $113,400.00 allocated by the court for said parcel will make a total deposit in court of $114,800.00 for said Parcel T88B.

The improvements have been demolished by the road contractor in the performance of his duties. (November 22, 1971)

Right of Way - Route 3
Section 3

70 There is presented again the matter of acquisition of property on Route 3, Section 3, Federal Aid Project U-186-(18), from Passaic River to Route 20, Parcel 89C, Bellemead Development Corporation. Condemnation proceedings were authorized on October 27, 1969 and on December 1, 1969 a complaint was filed and the sum of $805,000. was deposited with the Superior Court.

Subsequently, the appraisals were updated to the date of complaint which has resulted in the Fair Market Value being re-registered in the sum of $1,200,000. which was offered to and refused by the owner who demanded that a clause be added to the agreement which was unacceptable to the State. It is therefore recommended that the additional sum of $395,000. be deposited with the Superior Court which, when combined to the $805,000. previously deposited, will make a total deposit of $1,200,000. (November 22, 1971)

Right of Way - Route U.S. 9
Section 22

71 There are presented report and appraisal with map and description on Route U. S. 9 (1953), Section 22, Fort Plains To Route 33, Parcel 125, Steve Shwahla, Single.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's Registered Fair Market Value Determination of $300 was offered to and refused by the owner who also refuses to complete negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the Taking of Possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $300. (November 22, 1971)

Right of Way - Route 21 Freeway
Section 6

72 There are presented report and appraisal with map and description on Route 21 Freeway, Section 6, Control No. 0234-401, From Monroe Street to Route 80, Parcel 114 plus remnant, Matthew Garbulinski & Josephine J. Garbulinski, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel plus remnant in fee simple, subject to any public utilities existing in the premises. The registered Fair Market Value determination of $52,900 for Parcel 114 and $100 for the remnant was offered to and refused by the owners' agent who demanded $65,000, which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $53,000.

Upon taking of possession, authority is requested to dispose of the improvements to the road contractor, by public auction, or by sealed bids. (November 22, 1971)

Right of Way - Route 24
Section 4

73 There is presented again the matter of acquisition of property on Route 24 (1953), Section 4, Federal Aid Project LSF-63-(1), from Road to Mt. Bethel to Route 57, Parcel LR19A, Max O. Romoser & Sophie, his wife. Condemnation proceedings were authorized on July 15, 1969 at which time the owner demanded $77,800. which is considered excessive. A complaint was filed on January 26, 1970.

Subsequently, it has been determined by the engineers that Parcel LR19A is no longer required for highway purposes and they further requested that the parcel be eliminated.

It is therefore recommended that Parcel LR19A be eliminated and that condemnation proceedings previously authorized be discontinued. There has been no court deposit made in this matter. (November 22, 1971)

Right of Way - Route 24 Freeway
Section 9

74 There is presented again the matter of acquisition of property on Route 24 Freeway, Section 9, Federal Aid Project F-204-(2), Whitehead Road to Whippany Road, Parcel R39, U. S. Plywood - Champion Paper, Inc.. Condemnation proceedings were authorized on March 6, 1969 at which time the owner refused to state a monetary demand. A complaint was filed on December 30, 1969.

Subsequently, the appraisals had been updated to the date of complaint which has resulted in the Fair Market Value being re-registered in the sum of $129,000. which was offered to and refused by the owner who still did not state a monetary demand. Authority is therefore requested to deposit an additional $39,900. with the Superior Court which, when combined with the $89,100. previously authorized for deposit, will make a total authorization of $129,000.

There has been no court deposit to date as possession has not been required. (November 22, 1971)

Right of Way
Route 24F, Section 12

75 There is presented the matter of an Owners Housing Payment on Route 24F, Section 12, Project # U-204-(6), from River Road to Route 78, Parcel 23, Former Owner: Joan Preston.

On October 14, 1971, the Commissioner of Transportation approved a payment in the amount of $33,000 in accordance with the judgement entered in the Superior Court.

An Owners Replacement Housing Bonus in the amount of $5,000 was registered on June 18, 1970.

In accordance with the 1968 Highway Act, the owner relocated from the above captioned parcel and made application for his housing bonus. On October 28, 1971, a representative of the Northern District Office inspected the replacement housing and certified it to be decent, safe and sanitary.

Authority is requested to pay the replacement housing bonus in the amount of $5,000. **(November 19, 1971)**

Right of Way - Route 33 Freeway
Section 1

76 There is presented again the matter of condemnation of property on Route 33 Freeway, Section 1, from Route 33 to Route U. S. 9, Parcels [illegible] and [illegible], Vincent [illegible] and Anthony [illegible], Partners.

Condemnation proceedings were previously authorized on April 2, 1971 at which time the State's registered Fair Market Value of $53,[illegible] was offered to and refused by the owner whose demand of $95,000. was considered excessive.

Subsequently, an appraisal updating to the date of complaint resulted in the Fair Market Value being re-registered in the amount of $35,600. which was offered to and refused by the owner who restated his demand of $95,000. which is still excessive.

Authority is requested to deposit an additional $1,700. with the court when added to the amount of $33,900. previously authorized for deposit will equal the re-registered Fair Market Value of $35,600. There has been no deposit made to date since possession has not be required. (November 22, 1971)

Right of Way
Route 75 Freeway, Section 3

77 There is presented the matter of a relocation payment for the removal of personal property on Route 75 Freeway, Section 3, Project No. U-211-(5), 13th Avenue to Route 280, Parcel 360, former owner - Electrons Company.

The tenant-occupant submitted the necessary two estimates for our review and approval. Since both estimates exceeded $5,000.00, a third estimate was obtained by our Central District office in the amount of $68,992.50. The tenant-occupant requested and was granted authority to perform a partial self-move in the amount of $17,500.00 for the complex electronic equipment. Authority was also granted to utilize vendors in the sum of $49,052.50 for other phases of the move. The move was completed on September 24, 1971.

The tenant-occupant has submitted the necessary documentation requesting reimbursement of $17,500.00 for the partial self-move, and $49,052.50 that was paid to vendors for other phases of the move, for a total of $66,552.50.

Authority is requested to reimburse the Electrons Company in the amount of $66,552.50, based on the documentation presented.
(November 19, 1971)

Right of Way - Route 78
Section 5D

78 There are presented report and appraisal with map and description on Route 78, Section 5D, Federal-aid Project I-78-5-(3) 52, from Springfield Avenue to Garden State Parkway, Parcel 2417, Harry F. Williams and M. Rosana Williams h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this easement parcel, subject to any public utilities existing on the premises. The Registered Fair Market Value determination is $500. which was offered to and refused by the owner's agent, who made a demand of $1,500., which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $500. (November 22, 1971)

Right of Way - Route 78
Section 5E

79 There is presented the matter of moving cost reimbursement for the occupant, Reliable Quilt Co., situated in a building located on Route 78, Section 5E, from Garden State Parkway to Lyons Avenue, Parcel 127.

The occupant, Reliable Quilt Co., has complied with our requirements and procedures concerning a business move. Since the estimates submitted were in excess of $5,000, the State obtained a third estimate as required. A review of the estimates was conducted and a letter of authorization to proceed with their relocation was transmitted to the occupant. The letter indicated that they were to expend an amount not to exceed $8,000.

Authority is requested to reimburse Reliable Built Co., [illegible],00 for their actual moving cost upon their properly executed invoice, certification the paid bill (November 22, 1971)

Right of Way
Route 78, Section 5F

80 There is again presented the matter of an Owners Housing Payment on Route 78, Section 5F, Project # I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 28, Former Owner: Noah Flowers.

On July 3, 1968, an agreement was approved by the Assistant Commissioner, Highways. Included in the approval was a replacement housing bonus of $800 which was paid.

On March 16, 1971, an owners housing bonus in the amount of $1,930 was re-registered based on an updated schedule.

Authority is requested to pay the replacement housing bonus in the amount of $1,130. **(November 19, 1971)**

Right of Way
Route 78, Section 5G

81 There is presented again the matter of acquisition of property on Route 78, Section 5G, Federal Aid Project I-78-5-(6), from Schuyler Avenue to Elizabeth Avenue, Parcel 831, Ossie L. Mitchell & Frances, h/w. An agreement was approved in the sum of $2,700. for the above captioned parcel on November 18, 1969.

However, the owner was advised by the Veteran's Administration, their mortgagee, not to honor the agreement as the value of the taking is, in their opinion, $5,000.

It is therefore recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple subject to any public utilities existing in the premises. The parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $2,700.

Should, prior to the ultimate fixing of compensation any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the court $2,700. It is further recommended that the commission action dated November 18, 1969 be rescinded and the agreement be declared null and void.

Upon taking of possession authority is also requested to dispose of the garage to the road contractor by public auction or by sealed bids.
(November 18, 1971)

Right of Way - Route 80
Section 1D

82 There is presented again the matter of acquisition of property on Route 80, Section 1D, Federal-aid Project I-80-1-(11), Route U.S. 46 to Delaware-Knowlton-Blairstown Road. Condemnation proceedings were previously authorized on April [illegible], 1970 because the owners refused the State's suggested settlement offer and [illegible] to execute the deed or negotiate further.

Continued negotiations have resulted in the execution of a deed of conveyance as follows:

Parcel 2210 Delaware River Joint Toll Bridge Commission, Consideration $25,000.
a body corporate and politic of the State of
New Jersey and the State of Pennsylvania

It is recommended that the deed be accepted by the Commissioner and that payment be made in the sum of $25,000. upon approval of Title by our Chief Title Officer.

It is recommended that condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking.

The State's Registered Fair Market Value determination is $25,000.
(November 22, 1971)

Right of Way - Route 92 Freeway
Section 1

83 There are presented report and appraisal with map and description on Route 92 Freeway, Section 1, From Route 33 To Mercer-Middlesex County Line, Parcel [illegible], [illegible] Enterprises, Inc. (A New Jersey Corporation).

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's Registered Fair Market Value Determination of $[illegible] was offered to and refused by the owner whose demand of $[illegible] is [illegible] excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the Taking of Possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $[illegible].
(November 22, 1971)

Right of Way - Route 92 Freeway
Section 1

84 There are presented report and appraisal with map and description on Route 92 Freeway, Section 1, From Route 33 To Mercer-Middlesex County Line, Parcel 21, Sun Oil Company (A New Jersey Corporation).

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's Registered Fair Market Value Determination of $126,000 was offered to and refused by the owner who is unable to complete negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the Taking of Possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $126,000.

Upon taking of possession, authority is requested to dispose of the improvements to the road contractor, by public auction, or by sealed bids. (November 22, 1971)

Right of Way - Route 92 Freeway
Section 1

85 There are presented report and appraisal with map and description on Route 92 Freeway, Section 1, From Route 33 To Mercer-Middlesex County Line, Parcels 24A and X24C, George Hamilton, Executor and Trustee of the Estate of Rocco Capozello, Deceased.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels in fee simple, subject to any public utilities existing in the premises. The State's Registered Fair Market Value Determination of $3,800 was offered to and refused by the owners, who are unable to convey title at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the Taking of Possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $3,800. (November 22, 1971)

Right of Way
Route 92 Freeway, Section 1

86 There are presented report and appraisal with map and description on Route 92 Freeway, Section 1, From Route 33 To Mercer-Middlesex County Line, Parcel R29, George Hamilton, Executor and Trustee of the Estate of Rocco Capozello, Deceased.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's Registered Fair Market Value Determination of $2,300 was offered to and refused by the owners, who are unable to convey title at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $2,300.
(November 19, 1971)

Right of Way - Route 95
Section 3

87 There are presented report and appraisal with map and description on Route 95, Section 3, Federal-aid Project IP-95-5-(10), Scotch Road to Elm Ridge Road, [illegible], Kenneth F. Atchley and Amy B. P. Atchley, his wife.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value of $202,000 was offered to and refused by the owners who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the court $202,000.

Authority is requested to enter upon owners' northerly remainder which is land-locked for the purpose of removing the 1½-story dwelling with attached jalousie porch and attached 1-car garage which improvement has been damaged 100% and is therefore being acquired by the State. Upon taking possession, authority is requested to dispose of the 1½-story dwelling with attached porch and attached garage to the road contractor, by public auction, or by sealed bids.

(November 22, 1971)

Right of Way - Route 95
Section 3

88 There are presented report and appraisal with map and description on Route 95(1953), Section 3, Federal-aid Project IP-95-5-(10), Scotch Road to Elm Ridge Road, Parcels R27A, 27B, plus remnant, Estate of Howard Klockner, Henry F. Satterthwaite, Esq., Executor.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels and the remnant in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value determination of $107,700 for Parcels R27A, 27B and $500 for the remnant totalling $108,200 was offered to and refused by the owner's agent who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $108,200. (November 22, 1971)

Right of Way - Route 95
Section 3

89 There are presented report and appraisal with map and description on Route 95(1953), Section 3, Federal-aid Project IP-95-5-(10), Scotch Road to Elm Ridge Road, Parcel 29 plus remnant, Bruce F. Harrison and Constance H. Harrison, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel and remnant in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value determination of $8,600 for Parcel 29 and $100 for the remnant, totalling $8,700 was not accepted by the owners who demanded $33,350 which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $8,700.

Upon taking possession, authority is requested to dispose of the nursery stock to the road contractor by public auction or by sealed bids.
(November 22, 1971)

Right of Way
Route 95, Section 3

90 There are presented report and appraisal with map and description on Route 95, Section 3, Federal-aid Project IP-95-5-(10), Scotch Road to Elm Ridge Road, Parcel E29B, Bruce F. Harrison and Constance H. Harrison, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this easement, subject to any public utilities existing in the premises. The State's Fair Market Value offer of $150 was not accepted by the owners who demanded $30,500 which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $150.
(november 19, 1971)

Right of Way - Route 287
Section 10

91 There are presented report and appraisal with map and description on Route 287 (1953), Section 10, Federal-aid Project I-287-2-(14). From Route 24 To Route 10; Parcel E130R, Town of Morristown.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $400, which was offered to and refused by the owner who demanded $12,000, which is considered excessive.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this easement subject to any public utilities existing in the premises.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $400.
(November 22, 1971)

92

Right of Way - Route 295
Section 7

There is presented again the negotiated matter of acquisition of property on Route 295, Section 7, Federal-aid Project I-295-2-(45), from Crosswicks Creek to Route 33, Parcel 15C, The Inhabitants of the City of Trenton. An agreement was previously approved in the sum of $250.

Subsequently, we were advised by the Title Bureau that Parcel 15C is in the name of County of Mercer.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. Owners agent refused the fair market value offer of $250. and demanded $1,110. which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession thereof by the Department of Transportation, authority is requested to file a Declaration of Taking and to deposit with the court $250.

Further authority is requested to rescind the previous commission action approved on November 20, 1970 and the agreements executed by the inhabitants of the City of Trenton in the sum of $250. be considered null and void. (November 22, 1971)

93

Right of Way - Route 295
Section 7

There is presented the matter of an owner's housing payment on Route 295, Section 7, Project No. I-295-2-(45), Crosswicks Creek to Route 33, Parcel 207, former owner - Minerva M. Newby.

An agreement was approved by the Assistant Commissioner, Highways, on August 11, 1970, and subsequently by reason of the owner's entitlement to additional benefits, a replacement housing additive was established in the amount of $5,000. The owner complied with the State's regulations in that she purchased and occupied decent, safe, and sanitary housing within a period of one year and submitted the required application for supplementary payment. The State's representative inspected the housing on October 15, 1971, and certified that the replacement housing is decent, safe, and sanitary.

Authority is requested to pay the replacement housing bonus in the amount of $5,000.

(November 22, 1971)

94

Appraisal Contract
Joseph J. Blake & Associates
Route 80, Sections 1E, 1F and 1G

On January 20, 1967 the Commissioner approved a contract with Joseph J. Blake & Associates to appraise a number of parcels on Route 80, Sections 1E, 1F & 1G. It is now necessary to secure an appraisal of Parcel E40 so that we will have a fee witness available for a possible hearing.

Authority is requested to modify the contract by addition of the attached amendment which is submitted with recommendation that it be approved and executed by the Commissioner.

Parcel to be added - E40, fee $900

(November 29, 1971)

Appraisal Orders

95 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
11/11/71	1971-A-453	Seymour Tuschak	Middlesex	3	$700
"	454	Appraisal Consultants	Union	8	700
"	455	James Gunning	"	8	700
"	456	Max Neuberger	Essex	6	500
"	457	Joseph Martin	Mercer	1	350
"	458	Charles Gregory	Passaic	2	700
"	459	Jack W. Harelick	"	2	700
11/12/71	460	A. Fred Maffeo	Middlesex	4	400

Approval is recommended. (November 22, 1971)

Appraisal Orders

96 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
11/17/71	1971-A-461	John A. Borden	Camden	2	$100
"	462	Irwin Steinberg	Passaic & Bergen	RR r/w	6,500
"	463	Appraisal Consultants	"	"	6,500

Approval is recommended. (November 23, 1971)

Appraisal Order

97 There is presented the following Appraisal Order:

Date	Order No.	Appraiser	County	No. of parcels	Fee
11/22/71	1971-A-464	Benjamin G. Vukicevich	Camden	4	$1,300

Approval is recommended.

Authority is requested to cancel Parcel 7 and Parcel 10 on Order 1971-A-360 to Benjamin G. Vukicevich. We have since been advised that Parcels UE7B and UE10B are to be acquired along with Parcels 7 and 10, and a new order is being issued for the four parcels.

Parcels to be added - 7 & UE7B and 10 & UE10B, total fees $1,300

Parcels to be cancelled - 7 and 10, total fees $1,100

(November 29, 1971)

Appraisal Order

98 There is presented the following Appraisal Order:

Date	Order No.	Appraiser	County	No. of parcels	Fee
11/22/71	1971-A-465	Dr. Paul G. Pearson	Morris	2	$300

Approval is recommended.

The above order is for an ecological expert to study the ecological effect of the construction of the highway on the wildlife preserve sanctuary remaining.

Dr. Pearson's qualifications are attached. (November 29, 1971)

Legal Items

Right of Way - Route 3
Section 3

99 There is presented herein the matter of the stipulated judgment entered against the State in the condemnation of property on Route 3 Section 3, Parcel 97, in the Borough of Rutherford, County of Bergen, owned by Rutherford Realty Corporation, a corporation of New Jersey.

After six days of hearing, the condemnation commissioners presented an award in the amount of $1,062,000. The State took an appeal. After preparation for jury trial by both sides and after various conferences between the court and the parties, it was stipulated that judgment be entered in the amount of $1,062,000, less the State's deposits of $677,000, making a judgment figure of $385,000.

It is recommended that the judgment of $385,000 be paid without interest and without court costs. (November 22, 1971)

Right of Way - Route U.S. 9
Section 4

100 There is presented here the matter of a final judgment in the condemnation of property located on Route U.S. 9, Section 4, Parcel R29B2, owned by Madison State Bank, a corporation of New Jersey.

At the trial before the court sitting with a jury on September 14, 15 and 16, 1971, a verdict was reached in the amount of $29,500. Prior to trial, the parties had stipulated to a value of $7,500 for the improvements taken and damaged. Thus the final judgment was for $37,000. The property owner's witness testified to a value of $45,000 for land only but was prepared to testify to a figure substantially higher than the $7,500 stipulated to for the improvements. The State's Fair Market Value was $30,800. The commissioners' award was for $42,000.

The complaint was filed on September 14, 1970. A Declaration of Taking, together with a deposit of $29,100, was made on September 15, 1970.

It is recommended that the judgment in the amount of $7,900 representing the difference between the deposit and the actual amount due be approved together with interest to be calculated to time of payment. (November 22, 1971)

Right of Way
Route 20F, Section 3

101 There is presented here the matter of commission award entered against the State in the condemnation of property on Route 20 Freeway Section 3, Parcel 79A, owned by Ruth Potash; et al.

The complaint in this matter was filed on March 24, 1971. There was no deposit made into court.

At the hearing, the State testified to the new re-registered fair market value of $25,900.00. The owner, who was represented by counsel, suggested a settlement in theamount of $26,500.00 with no interest if paid within 90 days.

It is recommended that settlement be accepted and the amount of $26,500.00 be paid within 90 days with no interest. (November 29, 1971)

Right of Way
Route 23, Section 2

102 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 23 Section 2, Parcel 48 owned by Joseph C. Burdett; et al.

The complaint in this matter was filed June 1, 1971 and a Deposit was made into court in the amount of $4,350 on Sept. 1, 1971.

At the hearing, the owner, who was represented by counsel, testified to a value of $16,000.00. The State offered testimony in the amount of $5,300, the State's re-registered fair market value.

The Report of Commissioners was in the amount of $9,500.00. It is recommended that an appeal be taken. (November 29, 1971)

Right of Way
Route 24, Section 11

103 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 24, Section 11, Parcels 90A & 90B owned by Hans K. Lorentzen, et al.

At the hearing held on September 10, 1971, the property owner offered testimony in the amount of $16,000.00. The State presented testimony in the amount of $15,200.00. The Complaint was filed on November 21, 1969 and a deposit was made into Court on December 21, 1970 in the amount of $15,200.00. Fair Market Value was registered in the amount of $15,200.00. Commissioners returned an award in the amount of $16,000.00.

The State was represented by Fee Attorney Herbert M. Strulowitz.

It is recommended that the Commissioners' award in the amount of $16,000.00 be approved and that payment in the sum of $800.00, being the amount over and above the deposit paid into Court, be paid together with lawful interest as computed by the Bureau of Titles. (November 19, 1971)

Right of Way - Route 37F
Section 2

104 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $25, 800.00 in the condemnation of property on Route 37F, Section 2, Parcel DA42B, owned by Frederick J. Kervan, et als.

At the trial held on June 22, 1971, the property owner offered testimony in the amount of $45,000.00. The State presented testimony in the amount of $4,800.00. Complaint was filed on June 17, 1970 and a deposit was made into Court on September 13, 1971 in the amount of $4,800.00. Fair Market Value was registered in the amount of $4,800.00. The Judge returned a verdict in the amount of $6,450.00.

The State was represented by Fee Attorney Francis E. Batcha.

It is, therefore, recommended that the judgment in the amount of $6,450.00 be approved and that payment in the sum of $1,650.00 being the amount over and above the deposit paid into Court, be paid together with lawful interest, if any, as computed by the Bureau of Titles.

(November 22, 1971)

33

Right of Way
Route 46, Section 14

105 There is presented here the matter of the previously settled condemnation of property on Route 46, Section 14, Parcel 16 and Parcel 18 owned by Henry Shotmeyer. The cases were consolidated by court order dated February 9, 1970. The consent judgment entered on February 9, 1970 was vacated by court order dated November 16, 1970 since access to the remaining lands of Parcel 16 was restricted in a manner not contemplated at the time the judgment was entered. The complaint was amended on May 13, 1971 to add Parcel 16B which, when combined with Parcel 16, resulted in an entire taking.

The above entitled matter was scheduled for trial on September 22, 1971. After consultation with the Legal Division, it was agreed that a settlement in the amount of $65,000, inclusive of interest, would be favorable to the State. Accordingly, a consent judgment was entered in the amount of $65,000 including interest. The consent judgment includes Parcel 16, 16B and 18 plus 6,673 square feet which originally was to be retained by the property owner after the State's taking of Parcel 18. This additional taking was necessitated by the State's denial of access to such remaining land. Complaints were filed on July 28, 1967, and deposits were made on July 28, 1967 which totaled $15,300. Fair Market Value was registered in the amount of $38,700.

The State was represented by Fee Attorney John F. Cannon.

It is recommended that the judgment in the amount of $65,000, and the acquisition of the properties in their entirety, be approved and that payment in the sum of $49,700, being the amount over and above the deposit paid into Court, be paid. (November 18, 1971)

✓

Right of Way
Route 71, Section 3

106 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $7,500.00 in the condemnation of property on Route 71, Section 3, Parcel 54B, owned by Allan J. Dickson, et al.

At the trial, held on September 27, 28, and 30, 1971, the property owner offered testimony in the amount of $12,100.00. The State presented testimony in the amount of $4,000.00. Complaint was filed on August 29, 1969 and a deposit was made into Court on November 7, 1969 in the amount of $3,450.00. Fair Market Value was registered in the amount of $4,000.00. The jury returned a verdict in the amount of $8,000.00.

The State was represented by Fee Attorney Lewis L. Krieger.

It is, therefore, recommended that payment be made on the judgment in the amount of $8,000.00 together with interest as stipulated in the judgment, and less the deposit paid into Court in the amount of $3,450.00. (November 23, 1971)

Right of Way
Route 73, Section 5

107 There is presented again the matter of the Commissioners' Award in the condemnation of property on Route 73, Section 5, Parcels 13A, 13B and 14 in the Township of Winslow, County of Camden, owned by Shirbet Co., Inc.

The sum of $16,100.00 was deposited into Court on July 19, 1968 which sum was withdrawn.

The Commissioners heard testimony of the property owner in the amount of $40,000.00, and the State offered no testimony. The Commissioners, after having viewed the site, made an award in the sum of $29,500.00.

It was recommended that the State file an appeal in this matter and said appeal was filed. (November 24, 1971)

Right of Way
Route 73, Section 5

108 There is presented again the matter of the jury verdict in the condemnation of property on Route 73, Section 5, Parcels 13A, 13B and 14 in the Township of Winslow, County of Camden, owned by Shirbet Co., Inc.

The sum of $16,100.00 was deposited into Court on July 19, 1968, the same date the complaint was filed, which sum was withdrawn.

The Commissioners' award was in the sum of $29,500.00. The latest approved fair market value was $18,500.00.

The trial was held on May 20, 1970 and before the jury retired to consider a verdict, there was a Consent Judgment entered in the sum of $26,000.00, less the deposit of $16,100.00 which had been withdrawn.

The excess of $9,900.00 is to be paid together with interest from the date of deposit, July 9, 1968, further interest is to run from May 20, 1970 to date of closing, said interest to be determined by the Title Bureau.

It is recommended that the Consent Judgment plus both amounts of interest be paid by the Department, with interest to be determined by the Title Bureau to date of closing, since the time for appeal has run and furthermore that to re-open the matter would merely provide a much later valuation date. (November 24, 1971)

Right of Way
Route 78, Section 5F

109 There is presented the matter of the award entered against the State in the condemnation of property on Route 78, Section 5F, Parcel 1, owned by Crest Corporation, a corporation of New Jersey.

At the hearing before commissioners, the owner's real estate expert testified to a before value of $350,180, an after of $237,100 and a Fair Market Value of $113,080. The State's witness testified to a Fair Market Value of $44,400.

The Complaint was filed on January 26, 1971. No deposit was made into court.

The commissioners rendered an award in the amount of $65,100. It is recommended that the State appeal the award since it was not supported by the evidence and appears to be excessive. (November 23, 1971)

Right of Way
Route 80, Section 3A

110 There is presented here the matter of the appeal by the state from an award of Commissioners in the amount of $50,750.00 in the condemnation of property on Route 80, Section 3A, Parcels 41A & 2 R41B, owned by Cerbo Farms, Inc., et al.

At the trial, held on June 2, 1971, the property owner offered testimony in the amount of $86,900.00. The State presented testimony in the amount of $33,250.00. Complaint was filed on August 29, 1969 and a deposit was made into Court on November 5, 1970 in the amount of $28,000.00 and an additional deposit was made on December 1, 1970, in the amount of $5,250.00, making a total deposit of $33,250.00. Fair Market Value was registered in the amount of $33,250.00. The Jury returned a verdict in the amount of $45,000.00, together with interest and costs.

The State was represented by Fee Attorney Herbert M. Strulowitz.

It is, therefore, recommended that payment be made on the judgment, in the amount of $45,000.00 together with interest and costs as tipulated in the judgment, and less the deposit paid into Court in the mount of $33,250.00.

The property owner has filed a Notice of Appeal and the matter is pending in the Appellate Division; (November 23, 1971)

Right of Way
Route 80, Section 4E

111 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 80, Section 4E, Parcel 256 owned by Passaic Valley Water Commission, et al:

At the hearing, held on October 6, 1967, the property owner offered no testimony. The State presented testimony in the amount of $1,400.00. The Complaint was filed on October 6, 1967 and a deposit was made into Court on October 6, 1967, in the amount of $1,225.00 Fair Market Value was registered in the amount of $1,400.00. Commissioners returned an award in the amount of $1,400.00.

The State was represented by Fee Attorney Albert L. Levy.

It is, therefore recommended that the Commissioners' award in the amount of $1,400.00 be approved and that payment in the sum of $175.00, being the amount over and above the deposit paid into Court e paid together with lawful interest, if any, as computed by the reau of Titles. (November 18, 1971)

36

Right of Way
Route 287, Section 6

112 There is presented here the matter of the appeal by the State from an award of Commissioner in the amount of $60,000.00 in the condemnation of property on Route 287, Section 6, Parcel L20C, owned by Kenneth B. Schley, et al.

At the trial, held on September 15, 22 and 27, 1971, the property owner offered testimony in the amount of $253,000.00. The State presented testimony in the amount of $41,000.00. Complaint was filed on November 13, 1969 and no deposit was made into Court. Fair Market Value was registered in the amount of $41,465.00. The Judge returned a verdict in the amount of $59,500.00.

The State was represented by Fee Attorney Peter Hughes, III.

It is, therefore, recommended that payment be made on the judgment in the amount of $59,500.00 together with interest, as stipulated in the judgment. (November 18, 1971)

Right of Way
Route 287, Section 6

113 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $32,325.00 in the condemnation of property on Route 287, Section 6, Parcels L20D1 and LE20D2, owned by Kenneth B. Schley, Jr., et al.

At the trial, held on September 15, 22 and 27, 1971, before the Court without a jury, the property owner offered testimony in the amount of $40,600.00. The State offered testimony in the amount of $20,975.00. The Complaint was filed on October 28, 1969 and the Fair Market Value was re-registered in the amount of $20,975.00. The Court returned a verdict in the sum of $31,000.00.

The State was represented by Fee Attorney Peter L. Hughes, III.

It is , therefore, recommended that the judgment in the amount of $31,000.00 be approved since there are no grounds for appeal, and that payment in the sum of $31,000.00, together with interest, be paid as stipulated in the judgment.(November 18, 1971)

Right of Way
Route 287, Section 8

114 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $155,000.00 in the condemnation of property on Route 287, Section 8, Parcels 25A,B, and D, owned by Arthur H. Witmondt, et al.

At the trial, held on October 4,5 and 6, 1971, the property owner offered testimony in the amount of $185,000.00. The State presented testimony in the amount of $83,000.00. The above testimony relates solely to Parcels 25A,B and D. Additionally both the property owner and the State stipulated the value of $25,000.00 (the State's Fair Market Value) for Parcel LE25E. The Complaint was filed on May 1, 1967. A second amendment to the complaint which added Parcel 25C and L25E, was filed on February 1, 1971. By Court order, the valuation date of Parcel L25E was established as October 3, 1970. A deposit was made into Court in 1967 in the amount of $72,200.00. Fair Market Value was registered in the amount of $83,000.00 for Parcels 25A,B, and D, and $25,000.00 for Parcels L25E making a total value of $108,000.00. The Jury returned a verdict in the amount of $125,000.00.

The State was represented by Fee Attorney Edward D. McKirdy.

It is therefore, recommended that payment be made on the judgment in the amount of $125,000.00 together with interest as stipulated in the judgment , and less the deposit paid into Court in the amount of $72,200.00. (November 18, 1971) ✓

Right of Way - Route 295
Section 3

115 There is again presented the matter of the jury award in the condemnation of property on Route 295, Section 3, Parcels 16E, X16G, X16H, in the Township of Mt. Laurel, owned by George F. Pettinos, et al.

The jury awarded $33,000. The Fair Market Value was registered at $21,000. The owner testified to a value of $81,000 when taken together with Route 295, Section 3, Parcels 32A, 32B2.

A notice of appeal to the Appellate Division was filed on March 10, 1971. Subsequent to the filing of the notice of appeal, Deputy Attorney General Roger Hillman reviewed the transcript and recommended that the appeal be dismissed. Deputy Attorney General Biederman and Assistant Attorney General Skillman, Chief of the Appellate Section, agreed that there is no basis for an appeal.

The sum of $18,250 has been deposited with the Superior Court. In the opinion of the Legal Division on behalf of the State Department of Law, every available means of having a court establish the value of the property has been exhausted. Accordingly, a Stipulation of Dismissal has been field with the Clerk of the Superior Court. On this basis it is recommended that the balance of $14,750 be approved and paid. (November 22, 1971) ✓

Right of Way - Route 295
Section 3

116 There is again presented the matter of the jury award in the condemnation of property on Route 295, Section 3, Parcels 16F, X16J, X16K, in the Township of Mt. Laurel, owned by George F. Pettinos, et al.

The jury awarded $38,000. Fair Market Value was registered at $7,900. The owner testified to a value of $62,500 when taken together with Route 295, Section 3, Parcels 16E, X16G, X16H.

A notice of appeal to the Appellate Division was filed on March 10, 1971. Subsequent to the filing of the notice of appeal, Deputy Attorney General Roger Hillman reviewed the transcript and recommended that the appeal be dismissed. Deputy Attorney General Biederman and Assistant Attorney General Skillman, Chief of the Appellate Section, agreed that there is no basis for an appeal.

The sum of $6,950 has been deposited with the Superior Court. In the opinion of the Legal Division on behalf of the State Department of Law, every available means of having a court establish the value of the property has been exhausted. Accordingly a Stipulation of Dismissal has been filed with the Clerk of the Superior Court. On this basis it is recommended that the balance of $31,050 be approved and paid. (November 22, 1971)

Right of Way - Route 295
Section 3

117 There is again presented the matter of the jury award in the condemnation of property on Route 295, Section 3, Parcels 32A, 32B2, in the Township of Mt. Laurel, owned by Burlington Clay and Engineering Co., et al.

The jury awarded $4,500. Fair Market Value was registered at $1,175. The owner testified to a value of $81,000 when taken together with Route 295, Section 3, Parcels 16E, X16G, X16H.

A notice of appeal to the Appellate Division was filed on March 10, 1971. Subsequent to the filing of the Notice of Appeal, Deputy Attorney General Roger Hillman reviewed the transcript and recommended that the appeal be dismissed. Deputy Attorney General Biederman and Assistant Attorney General Skillman, Chief of the Appellate Section, agreed that there is no basis for an appeal.

The sum of $1,175 has been deposited with the Superior Court. In the opinion of the Legal Division on behalf of the State Department of Law, every available means of having a court establish the value of the property has been exhausted. Accordingly a Stipulation of Dismissal has been filed with the Clerk of the Superior Court. On this basis it is recommended that the balance of $3,325 be approved and paid. (November 22, 1971)

Right of Way
Route 295, Section 3

117 There is presented again the matter of the appeal from the condemnation award entered by the condemnation commissioners for the property located on Route 295, Section 3, Parcel 59A, owned by George L. Smith; et al.

The fair market value was registered in the sum of $11,000.00, which sum was deposited in the Superior Court Clerk's Office on July 30, 1969 and withdrawn by the defendant in March, 1970.

The Commissioners' Award was in the sum of $11,000.00 and the owner took an appeal from said award.

On the date of the trial of the appeal, the attorney for the owner indicated that he was willing to drop his appeal if this matter could be settled, together with the other companion cases, for the combined sum of $63,000.00, the combined total fair market value being in the sum of $58,150.00.

It is, therefore, recommended that the settlement for the sum of $63,000.00 be approved and the sum of $4,850.00, which is in excess of the amount deposited, be paid, it being in the best interest of the State. (November 23, 1971)

Right of Way
Route 295, Section 3

119 There is presented again the matter of the appeal from the condemnation award entered by the condemnation commissioners for the property located on Route 295, Section 3, Parcel 59B, owned by George L. Smith; et al.

The fair market value was registered in the sum of $26,400.00, which sum was deposited in the Superior Court Clerk's Office on July 30, 1969 and withdrawn by the defendant in March, 1970.

The Commissioners' Award was in the sum of $26,000.00 and the owner took an appeal from said award.

On the date of the trial of the appeal, the attorney for the owner indicated that he was willing to drop his appeal if this matter could be settled, together with the other companion cases, for the combined sum of $63,000.00, the combined total fair market value being in the sum of $58,150.00.

It is, therefore, recommended that the settlement for the sum of $63,000.00 be approved and the sum of $4,850.00, which is in excess of the amount deposited, be paid, it being in the best interest of the State. (November 23, 1971)

Right of Way
Route 295, Section 3

120 There is presented again the matter of the appeal from the condemnation award entered by the condemnation commissioners for the property located on Route 295, Section 3, Parcels 59C & D, owned by George L. Smith; et al.

The fair market value was registered in the sum of $20,600.00, which sum was deposited in the Superior Court Clerk's Office on July 30, 1969 and withdrawn by the defendant in March, 1970.

The Commissioners' Award was in the sum of $20,000.00 and the owner took an appeal from said award.

On the date of the trial of the appeal, the attorney for the owner indicated that he was willing to drop his appeal if this matter could be settled, together with the other companion cases, for the combined sum of $63,000.00, the combined total fair market value being in the sum of $58,150.00.

It is, therefore, recommended that the settlement for the sum of $63,000.00 be approved and the sum of $4,850.00, which is in excess of the amount deposited, be paid, it being in the best interest of the State. (November 23, 1971)

Right of Way
Route 295, Section 3

121 There is presented again the matter of the appeal from the condemnation award entered by the condemnation commissioners for the property located on Route 295, Section 3, Parcel UE59E, owned by William G. Rohrer and George L. Smith, co-partners trading as Roth Investment Co.; et al.

The fair market value was registered in the sum of $150.00, which sum was deposited in the Superior Court Clerk's Office on July 30, 1969 and withdrawn by the defendant in March, 1970.

The Commissioners' Award was in the sum of $150.00 and the owner took an appeal from said award.

On the date of the trial of the appeal, the attorney for the owner indicated that he was willing to drop his appeal if this matter could be settled, together with the other companion cases, for the combined sum of $63,000.00, the combined total fair market value being in the sum of $58,150.00.

It is, therefore, recommended that the settlement for the sum of $63,000.00 be approved and the sum of $4,850.00, which is in excess of the amount deposited, be paid, it being in the best interest of the State. (November 23, 1971)

Right of Way - Route 295
Section 7

122 There is presented the matter of the condemnation of Parcel 118, a 250 square foot taking plus a slope easement. The remaining property is improved with a one story cement block building occupied by the owner as a commercial sign business.

At the commission hearing, Mr. Floyd Munson, a staff appraiser with the Department of Transportation, testified to a value of $1,400.00, which consisted of $325.00 for the land and $995.00 for a cost of cure by substituting parking at the rear of the building for the lost parking in the front of the building. When questioned by the Commissioners, however, Mr. Munson conceded that the substitute parking at the rear of the premises would not realistically cure the injury suffered by the owner due to the taking. The owner did not appear at the hearing.

The Commissioners returned an award in the amount of $2,100.00. Since serious severance damages and loss of parking were involved in this case, it is recommended that the $2,100.00 award be approved and that arrangements be made to pay the owner this sum of money. (November 22, 1971)

I hereby certify that the Approvals set forth in this Schedule were approved as indicated and recommend that such actions be ratified and confirmed.

Jean G. Schwartz
Jean G. Schwartz
Acting Secretary, Department of Transportation

Respectfully submitted,

Jean G. Schwartz
Jean G. Schwartz
Acting Secretary

The Approvals as indicated in this Schedule are hereby ratified and confirmed.

Fred C DeChillis 12/23/71
for John C. Kohl
Commissioner of Transportation

NO. 44 - 1971

STATE OF NEW JERSEY
DEPARTMENT OF TRANSPORTATION
TRENTON

SCHEDULE OF APPROVALS - DECEMBER 3, 1971

Administration Items

Project Agreement - F-207 (3)
Route 35 Freeway, Section 2

1 It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for Right of Way for N.J. Project F-207 (3). (Rt. 35 Freeway, Sec. 2)

The total modified estimated cost is $1,400,000.00 of which $700,000.00 is Primary Funds. It provides a total increase of $50,000.00 of which $25,000.00 is Primary Funds. (November 30, 1971)

Project Agreement - F-207 (9)
Route 35 Freeway, Section 2B & 3A

2 It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for Construction for N.J. Project F-207 (9). (Rt. 35 Freeway, Sec. 2B & 3A)

The total modified estimated cost is $4,670,300.9[illegible] of which [illegible] is Primary Funds. It provides a total increase of [illegible] of which [illegible] is Primary Funds.

This action will assist in reducing the accrued unbilled cost. (November 30, 1971)

Project Agreement - I-195-8(17)65
Route 195, Section 1C & 2B

3 It is recommended that the attached project agreement in quadruplicate be approved and executed for construction to N.J. Project I-195-8 (17) 65 (Route 195 Section 1C & 2B)

The total estimated cost is $13,045,030.00 of which ninety percent (90%) or $11,321,028.00 is Federal Interstate Funds. Since the above project is involved with a third party, the following summary is included.

Total	Federal	N.P.	N.J. Turnpike
$13,045,030.00	$11,321,028.00	$23[illegible],020.00	$234,090.00

The work to be performed under this contract consists of paving grading, drainage, landscaping, erosion, signs, several culverts and four (4) bridges and all other work provided in the contract. (December 3, 1971)

Route 80, Section 2-N
I-80-2(25)35

4 It is recommended that a total commitment of $136,900.00 with Federal Interstate funds of $69,030.00 be made on the Department of Transportation records as of October 4, 1971. This set up of funds as a commitment is based upon the Federal Highway Administration's authorization to advertise the subject project, a copy of which is attached. (October 14, 1971)

Construction Items

5

Route U.S. 1, 9 and 46 (1953), Section 1D

Approval is recommended in making Award of Contract to Frapaul Construction Co., Inc. at their bid, the lowest of four bids received on November 4, 1971 in the amount of $168,061.92 for Route U.S. 1, 9 and 46 (1953), Section 1D, From Palisades Boulevard to Route 63, Creeper Lane Improvement, in the Borough of Palisades Park, Bergen County.
(November 30, 1971)

6

Route 23 (1953), Section 7A

Approval is recommended in making Award of Contract to Zitone Construction & Supply Co., Inc. at their bid, the lowest of four bids received on November 4, 1971 in the amount of $114,237.00 for Route 23 (1953), Section 7A, Pedestrian Underpass at Lehigh and Hudson River Railroad, in the Borough of Hamburg, Sussex County. (November 30, 1971)

7

Route 24 Freeway, Section 11G

Approval is recommended in making Award of Contract to J. Vinch & Sons, Inc. at their bid, the lowest of five bids received on November 4, 1971 in the amount of $9,587.50 for Route 24 Freeway, Section 11G, East of Ridgedale Avenue, Demolition of Buildings, in the Borough of Florham Park, Morris County, Federal Project Number U-204(10). (November 30, 1971)

8

Route 17(1953), Section 4B

Sam Braen Construction Company, Hawthorne, New Jersey and Ell-Dorer Contracting Company, Warren, New Jersey, a joint venture, finally completed all work under their contract for Route 17(1953), Section 4B, on September 24, 1970.

By Commission Action, dated January 8, 1971, the project was finally accepted and final payment bridge authorized and semi-final payment road, withholding 1% of the value of the completed work pending disposition of the bituminous core report and compiled analysis and receipt of the As-Built quantities, was authorized.

The core report and the compiled analysis have been received and appropriate action taken on that basis.

It is, therefore, recommended that the project be authorized for final payment in accordance with the As-Built quantities. (November 30, 1971)

9

Route 28, Section 3E

Michael LaMorgese and Sons, Inc., 14 Ogden Street, Newark, New Jersey, 07104, completed all work under their contract for Route #28, Section #3E on July 20, 1971.

Final Inspection of the project was conducted on August 12, 1971 and minor corrective work was noted which was corrected shortly thereafter, thereby rendering the project in a condition satisfactory for final acceptance.

Therefore, it is recommended that this project be Final Accepted and Final Payment Authorized in accordance with the Final As-Built quantities, deducting therefrom the total amount of $981.00, representing $456.00 for deficient bituminous base course thickness and $525.00 for liquidated damages for an overrun of 7 calendar days at $75.00 per day on their contract. (November 30, 1971)

Route 80, Section 1M

10 Frankim Contracting Co., Inc., P.O. Box #178, Hope, New Jersey, 07844 and Tri County Asphalt Corporation, Beaufort Avenue, Roseland, New Jersey, 07068, (a joint venture), completed all Bridge and Road Work, under their contract for Route #80, Section #1M, Federal Project #N.J.-I-80-1(19)24 & F-93(10), on October 23 and December 16, 1970, respectively.

Department Action Slips, Form AD-12 for Final Acceptance and Final Payment, Bridge and Road Work were submitted and approved on July 27 and July 30, 1971, respectively.

It has been determined by the Engineer that the Final Certificate of Cost cannot be made and approved within the 2 month period after acceptance of the project and payment has been requested by the contractor.

Therefore, it is recommended that a Conditional Final Certificate for the project be processed in accordance with Standard Specifications for Road and Bridge Construction, 1961, Division #1, Section #8, Article #5, (1.8.5), Payment. (December 1, 1971)

Route 206, Section 16A

11 Michael LaMorgese and Sons, Inc., 14 Ogden Street, Newark, New Jersey, 07104, completed all work under their contract for Route #206, Section #16A on February 04, 1971.

Final Inspection of the project was conducted on May 04, 1971 and minor corrective work was noted which was corrected shortly thereafter, thereby rendering the project in a condition satisfactory for final acceptance.

Therefore, it is recommended that this project be Final Accepted and Final Payment Authorized in accordance with the Final As-Built Quantities, deducting therefrom the total amount of $479.22, representing Bituminous Pavement deficiencies. (November 29, 1971)

Approved Change Orders - October 1971

12 The miscellaneous change orders listed on the attached schedule were processed and approved during the month of October 1971 and are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination.

Included in the schedule are the following cost basis changes (force account) which have not been audited and which are subject to audit at a later date:

Contractor	Route & Section	Federal Project #	C.O. No.	Estimated Amount
Ole Hansen & Sons, Inc.	County Rt. 548	S-189(3)	5	6,744.98

(November 29, 1971)

Approved Change Orders - October 1971 (Region 1)

13 The change orders listed on the attached schedule, processed and approved by Region 1 during the month of October 1971 are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination. (November 30, 1971)

Approved Change Orders - October 1971 (Region 2)

14 The change orders listed on the attached schedule, processed and approved by Region 2 during the month of October 1971 are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination.

Included in the schedule are the following cost basis changes (force account) which have not been audited and which are subject to audit at a later date:

Contractor	Route & Section	Federal Project #	C.O. No.	Estimated Amount
Franklin Contracting Co.	21, 4C	None	16	10,510.28
S.J.Groves & Sons Co.	278, 1F	NJ-I-278-6(9)57 U-210(7)	43	1,193.65
"	"	"	44	1,017.36
"	"	"	45	1,173.91

(November 29, 1971)

Approved Change Orders - October 1971 -(Region 3)

15 The change orders listed on the attached schedule, processed and approved by Region 3 during the month of October 1971 are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination.

Included in the schedule are the following cost basis changes (force account) which have not been audited and which are subject to audit at a later date:

Contractor	Route & Section	Federal Project #	C.O. No.	Estimated Amount
Slattery Assoc., Inc.	440, 1C	None	33	3,844.37

(November 30, 1971)

Approved Change Orders - October 1971 (Region 4)

16 The change orders listed on the attached schedule, processed and approved by Region 4 during the month of October 1971 are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination. (November 29, 1971)

Approved Change Orders - November 1971

17 The Bureau of Construction Control herein submits for approval the attached tabulation consisting of 2 Approved Change Orders that were processed during the month of November 1971 for Railroad Transportation.

All Change Orders noted herein are available for more detailed inspection in the Bureau of Construction Control. (December 2, 1971)

Approved Subcontracts - November 1971

18 The Bureau of Construction Control herein submits for approval the attached tabulation of all "Requests for Approval to Sublet" that were processed during the month of November 1971.

The tabulation consists of 28 individual requests to sublet.

(December 2, 1971)

Design Items

Jurisdictional Agreement
Route 21 Freeway, Section 2C
City of Newark

19 Approval and execution is recommended of the attached Agreement dated November 3, 1971, between the City of Newark of Essex County and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 21 Freeway, Section 2C, more particularly the State plans to make improvements to local streets with ingress and egress ramp connections.
(December 1, 1971)

Route 72 - Barnegat Bay Bridge

20 Recent inspection of the pier shafts for the bridge carrying Route 72 across Barnegat Bay has revealed deterioration of the concrete within the tidal range +. The depth of this deterioration has reached a point where it is necessary to initiate permanent repairs in order to insure the continued structural integrity for all the piers for this bridge.

The estimated construction cost for these repairs is [illegible],000 and it is recommended that they be completed during the next construction season. The time for advertising would be [illegible] 1, [illegible].
(November 30, 1971)

Request for Design Project Initiation
Route 80, Section 4
Hackensack and South Hackensack

21 Authority is hereby requested to initiate a design project to provide plans for the addition of a third lane on the outer roadways of Route I-80 between Polifly Road and the Hackensack River, Hackensack and South Hackensack, Bergen County.

Provision was made in the original design for this third lane, however, traffic demands did not justify its construction at that time, and it was, therefore, not included in the original plan.

It is recommended that this construction be done prior to the opening of all of Route I-80.

Participation from the Federal Highway Administration will probably be limited to 50-50 fundings.

The project will be designed by a Department Design Squad.

The estimated construction cost of this project is $300,000. Funding is requested for Fiscal Year 1972-1973. **(December 1, 1971)**

Request for Design Project Initiation
Route 202 - Township of Bernardsville

22 Authority is hereby requested to initiate a design project for the replacement of culvert M.P. 4.2/32 over the Branch of Mine Brook on Route 202, north of the intersection with Mount Harmony Road in the Township of Bernardsville, County of Somerset.

The project will be designed by the Department forces.

The estimated cost for this project is as follows:

Construction	$90,000.00
Surveying	5,000.00

(November 30, 1971)

Request for Consulting Engineering Services
Route 280, City of Newark, Essex County

23 Authority is requested to engage Consulting Engineering Services for studies and final design for upgrading existing Route 58 to Interstate Standards for Route 280. The limits of this project are between Clifton Avenue and Passaic River in the City of Newark, Essex County.

The estimated construction cost for this improvement is $5 million.
(November 29, 1971)

Services - Engineering
Route 17
Boswell Engineering Company

24 Approval and execution is recommended of the attached Agreement dated November 3, 1971, between Boswell Engineering Company (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the improvement of Route 17 from a southerly terminus at the northerly end of the Linwood Avenue Interchange in Ridgewood Village northwardly including a proposed interchange with East Franklin Turnpike and Race Track Road, excluding the Hollywood Avenue Interchange, excluding Sheridan Avenue Interchange, excluding Allendale Avenue Interchange, including a proposed interchange with Lake Street and East Crescent Avenue, and including a proposed interchange with Airmont Avenue to a northerly terminus at the interchange with Route U.S. 202 (Ramapo Valley Road) in Mahwah Township, all in Bergen County.

The Consultant will be reimbursed for his services as follows:

Salaries toward a ceiling of	$550,000.
Soils Work	10,000.
Requested Printing	2,000.
Use of Motor Vehicles	1,000.
Contingencies	57,000.
Recommended total to be set up	520,000.

(November 29, 1971)

Services - Engineering
Route 24 Freeway
Elam & Popoff

25 Approval and execution is recommended of the attached Agreement dated October 1, 1971, between Elam & Popoff, Professional Association (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the construction of Route 24 Freeway from a point about 400 feet west of Park Avenue, Station 511 ± in Morris Township southeastwardly through Hanover Township, Boroughs of Florham Park and Madison and again into Florham Park to a point about 700 feet east of Brooklake Road, all in Morris County.

The Consultant will be reimbursed for his services as follows:

Salaries toward a ceiling of	$596,000.
Soils Work	95,000.
Requested Printing	2,500.
Use of Motor Vehicles	3,000.
Photogrammetry	47,000.
Electronic Computer	7,500.
Contingencies.	75,000.
Recommended total to be set up	$826,000.

(November 30, 1971)

Services - Engineering
Metro Park Station
Frederic R. Harris, Inc.

26 Approval and execution is recommended of the attached Agreement dated July 8, 1971, between Frederic R. Harris, Inc. (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the construction of the proposed Metro Park Station in the Iselin section of Woodbridge Township, Middlesex County, where the State plans connections to the Garden State Parkway.

The Consultant will be reimbursed for his services as follows:

Salaries toward a ceiling of	$ 90,000.
Soils work estimated at.	1,000.
Requested Printing	300.
Use of Motor Vehicles.	100.
Contingencies.	8,600.
Recommended total to be set up	$100,000.

(November 30, 1971)

Utilities - Route 3(1953), Section 3C
Hackensack Water Company

27 Under the terms of Agreement No. 9, dated February 6, 1969, Hackensack Water Company was authorized to relocate certain water distribution facilities to accommodate the construction of Route 3, Section 3C, located in the Borough of Rutherford, County of Bergen, at an estimated cost of $51,600.00.

To date actual cost billing submitted by the Company exceeds funding set-up by $15,151.31. This additional cost is attributable to escalation of labor and material costs between estimates and in-fact construction completed during 1971.

In order to permit payment of outstanding bills where additional cost is involved, it is recommended that the additional cost amount of $15,151.31 be set-up under the subject heading Agreement. (November 29, 1971)

Utilities - Route 15, Section 2C
New Jersey Power & Light Company

28 Approval and execution of the attached Agreement between the New Jersey Power and Light Company and the State of New Jersey identified as Agreement No. 1 covering relocation of Company facilities required in connection with Department's proposed improvement to Route 15, Section 2C in the Township of Jefferson, County of Morris, is requested herewith.

Any relocations required will at the expense of the Company. (November 29, 1971)

Utilities - Route 15 Freeway, Section 8A & 9A
United Telephone Company of New Jersey

29 Approval and execution is recommended of the attached Order (PUO-4-15-8A&9A) issued to the United Telephone Company of New Jersey covering understandings in connection with the State's construction of Route 15 Freeway, Section 8A & 9A, located in the Townships of Jefferson and Sparta and Counties of Morris and Sussex, which construction will require relocation of existing telephone facilities owned and operated by the Company.

The Utility Company is to be reimbursed for the actual cost of the removal and relocation work, at an estimated cost (including contingencies) of $35,400.00.
Construction Program Year: 1971 Item No.: 28 (December 1, 1971)

Utilities - Route 18 Freeway, Section 8A & 9A
Pine Brook Sewer Company, Inc.

30 Approval and execution is recommended of the attached Order (PUO-5A-18-8A&9A) issued to the Pine Brook Sewer Company, covering understandings relative to the rearrangement of Company facilities to accommodate the construction of Freeway Route 18, Section 8A & 9A, located in the Township of Marlboro, County of Monmouth.

The actual rearrangement work is included in the State's highway construction contract, however the Utility Company is to be reimbursed for engineering work performed by the Company at an estimated cost of $1,200.00.
Construction Program Year; 1971 Item No.: 31 (December 1, 1971)

Utilities - Route 78, Section 5AU
New Jersey Bell Telephone Company

31 Approval and execution is recommended of the attached Order (PUO-119A-78-5AU) issued to the New Jersey Bell Telephone Company, covering understandings in connection with the relocation of existing telephone facilities to accommodate the State's construction of Freeway Interstate Route 78, Section 5AU, located in the City of Newark, County of Essex.

The Utility Company is to be reimbursed for the actual cost of removal and relocation work, which including approximately 10% for contingencies, is estimated to cost $21,000.00 **Construction Program Year: 1970 Item No. : 4 (December 1, 1971)**

Utilities - Route 78, Section 5AU
Public Service Electric & Gas Company

32 Approval and execution is recommended of the attached Order (PUO-117A-78-5AU) issued to the Public Service Electric & Gas Company covering understandings in connection with the State's construction of Interstate Freeway Route 78, Section 5AU, located in the City of Newark, County of Essex, which construction will require the relocation of existing facilities owned and operated by the Company.

The Utility Company is to be reimbursed for the actual cost of the relocation work at an estimated cost (including contingencies) of $67,000.00.
Construction Program Year: 1970 Item No. 4 (December 1, 1971)

Utilities - Route 95, Section 2A & 3A
Elizabethtown Gas Company

33 Approval and execution is recommended of the attached Agreement (PUA-35-95-2A&3A) dated November 17, 1971, between the State of New Jersey and the Elizabethtown Gas Company, covering the conditions of existing gas distribution facilities in connection with the State's construction of Freeway Interstate Route 95, Section 2A&3A located in the Townships of Ewing and Hopewell, County of Mercer.

Although the Company's gas facilities are located within the limits of the Freeway construction project, no conflicts exist and, therefore, no relocation and/or engineering costs will be incurred by either Company or State.
(December 1, 1971)

Maintenance Items

Snow Removal - Contracts

34 **Authority is requested to negotiate snow removal contracts for the coming 1971-1972 winter season with the following contractors:**

Ferco, Inc., Old Bridge, New Jersey - Snow Section 5312262.

Dennis R. Sharp Trucking, Berlin, New Jersey - Snow Section 5417263.

Clifford Ellis, Inc., Cherry Hill, New Jersey - Snow Section 5411263.
(December 1, 1971)

Snow Removal - Contracts

35 Authority is requested to negotiate snow removal contracts for the coming 1971-1972 winter season with the following contractors:

Ronald Pugliese, Dumont, N.J. - Snow Section 5212261.

Murano Trucking Co., Palisades Park, N.J. - Snow Section 5212263.

Naples Excavating Co., Inc., Passaic, N.J. - Snow Section 5216264.

B. M. Underwald Trucking, Millington, N.J. - Snow Section 5221262.
(November 30, 1971)

Public Transportation Items

Supplemental Agreement
Louis T. Klauder
Engineering Services

36 Execution of Supplemental Agreement dated October 18, 1971 to agreement between Louis T. Klauder and Associates and the State of New Jersey dated August 31, 1970 providing for Consultant's services as a witness in the U. S. District Court in Philadelphia to give testimony regarding the multiple unit electric cars.

Funds in the amount of $3,500 are available in account WBB-630-901-770. (December 2, 1971)

Amendment to Urban Mass Transportation
Capital Grant Contract
U.S. Department of Transportation

37 Execution of Amendment to Urban Mass Transportation Capital Grant Contract between the United States of America Department of Transportation and the New Jersey Department of Transportation for a grant in the amount of $18,733,333 for the purchase of 70 new electrically operated multiple-unit railroad passenger cars to be used in the Penn Central Company's New Jersey suburban service.

Resolution was approved by the Commuter Operating Agency at their October 6, 1971 meeting.

Please return all copies to the Division of Commuter Operations for execution by the U.S. Department of Transportation, Urban Mass Transportation Administration. (November 29, 1971)

Traffic Engineering Items

Highway Lighting (Metered) Rts. US1&9 and 46
Palisades Park

38 Approval is recommended for the Electrical Bureau to install sixteen (16) underdeck lighting units in the Borough of Palisades Park, Bergen County. Construction costs will be $10,000 and energy charges will be about $800 per year.
(November 29, 1971)

Highway Lighting (temporary)
Route US 9, Section 24B and 4C
Township of Middlesex

39 Approval is recommended for the Electrical Bureau to negotiate with the Jersey Central Power and Light Company to install three (3) temporary 250 watt (11000 lumen) mercury vapor units and upgrade three (3) 4000 lumen incandescent lamps to 11000 lumen mercury vapor units to provide safer movement of night-time traffic at the Route US 9 over Route 516 interchange in the Township of Madison, Middlesex County. Total increase for this temporary lighting will be approximately $372.68. (November 29, 1971)

Highway Lighting - Route 35
Sayreville Borough

10 Approval is recommended for the Electrical Bureau to negotiate with the Jersey Central Power and Light Company to improve the existing lighting along Route 35 in Sayreville Borough by installing twenty-one (21) 11,000 lumen 250 watt mercury vapor lamps. These twenty-one units would take the place of 21-4,000 lumen incandescent 100% State lighting units and would conform with the modernization program the Borough of Sayreville has undertaken. Total increase for lighting this area will be $783.76. (December 3, 1971)

Signs - School Crossing - Route 29
City of Lambertville

11 This Commission Action cancels the previous Commission Action dated [illegible], for the installation of [illegible] "School Crossing" [illegible] on Route 29 north and south of the intersection of Route 29 in the Vicinity of Buttonwood Street (Lambertville School), City of Lambertville, Hunterdon County. The State's share of the estimated cost will be [illegible] and there will be an annual maintenance cost to this Department of [illegible]. (November 29, 1971)

Signals - Traffic - Route 10
Randolph Township

12 Approval is recommended for the installation of traffic control signals at the intersection of Route 10 and Dover-Chester Road, Randolph Township, Morris County as shown on the attached plan TS 2270. This installation conforms with the provisions of Title 39 of the Revised Statutes as amended and supplemented. It is further recommended that the attached agreement pertaining to this installation be approved. The total estimated cost for the traffic signal installation is $21,000 and there will be an annual maintenance cost to this Department of $360. (November 29, 1971)

Signals - Traffic - Route 35
City of Perth Amboy

13 Approval is recommended for the installation of traffic control signals at the intersection of Route 35 Perth Amboy Fire House, City of Perth Amboy, Middlesex County, as shown on the attached plan TS 2220. This installation conforms with the provisions of Title 39 of the Revised Statutes as amended and supplemented. It is further recommended that the attached agreement pertaining to this installation be approved. The State's share of the estimated cost will be $4,650 and there will be an annual maintenance cost to this Department of $240 annually. (December 3, 1971)

Signals - Traffic - Route 278
City of Elizabeth

14 Approval is recommended for the installation of traffic control signals at the intersection of Route 278 and Ramp T1 and Trenton Avenue, City of Elizabeth, Union County, as shown on the attached plan TS-2136. This installation conforms with the provisions of Title 39 of the Revised Statutes as amended and supplemented. It is further recommended that the attached agreement pertaining to this installation be approved. The total estimated cost for the traffic signal installation will be assumed by the Port of New York Authority. There will be an annual maintenance cost to this Department of $180. (November 30, 1971)

Traffic Signal Approvals

45 In accordance with the provisions of R.S. 39:4-120 (as amended), it is recommended that the traffic signals and the regulatory signs and markings necessary for the proper operation of the signals, be approved at the following intersections:

ROUTE	INTERSECTION	MUNICIPALITY	COUNTY	DRAWING NO.
23	North Leg	Wayne Twp	Passaic	TS 2273
23	Willowbrook Blvd	Wayne Twp	Passaic	TS 2272
US30	Linden Ave	Lindenwold Boro	Camden	TS 530 A
35	Third Ave	Neptune City	Monmouth	TS 657 B
US40	Old Delsea Dr	Franklin Twp	Gloucester	TS 1255 A
US40	Rt. 47-Northwest Blvd	Franklin Twp	Gloucester	TS 805 A
70	Cornell Ave (Race Track)	Cherry Hill Twp	Camden	TS 837 A
US130	Pennypacker Dr	Willingboro Twp	Burlington	TS 2028 A

(December 1, 1971)

Traffic Counting Station
No. Olden Ave. Ext. - Co. Rt. 22
Ewing Township

46 Approval is recommended for the Electrical Bureau to install a traffic counting station on North Olden Avenue Extension, County Route 22 at Station 5-1-21 in Ewing Township, Mercer County, in accordance with the attached report and plan. The installation will be made by the Electrical Bureau forces at an estimated cost of $2,400. There will be an annual maintenance cost of $50 and an annual estimated electric current cost of $24. (November 29, 1971)

Traffic Counting Station
Springfield Avenue, County Route 512
Berkeley Heights Township

47 Approval is recommended for the Electrical Bureau to install a traffic counting station on Springfield Avenue, County Route 512 at Station 3-1-16 in Berkeley Heights Township, Union County, in accordance with the attached report and plan. The installation will be made by the Electrical Bureau forces at an estimated cost of $2,200. There will be an annual maintenance cost of $50 and an annual estimated electric current cost of $24. (November 29, 1971)

Traffic Counting Station
Pointers-Auburn Rd, County Route 540
Mannington Township

48 Approval is recommended for the Electrical Bureau to install a traffic counting station on Pointers-Auburn Road, County Route 540 at Station 7-1-16 in Mannington Township, Salem County, in accordance with the attached report and plan. The installation will be made by the Electrical Bureau forces at an estimated cost of $1,375. There will be an annual maintenance cost of $50 and an annual estimated electric current cost of $24. (November 29, 1971)

Local Government Aid Items

SU194(2) Cornell Heights Bridge
Hamilton Township, Mercer County

49 Presented herewith is agreement between the N. J. Dept. of Transportation and Parsons, Brinckerhoff, Quade & Douglas, Inc., for preliminary engineering in connection with the proposed reconstruction of Cornell Heights Bridge, Hamilton Township, Mercer County, Federal Aid Secondary Project SU194(2). Total estimated cost, including contingencies, $37,950.00 to be financed with 50% federal funds and 50% from Hamilton Township funds transferred from the Kuser Road-Ward Avenue Con. project Me-14X-67 through commission action approval on 9-22-71.

Approval and execution of the attached agreement in duplicate is recommended.

61107 SJF ~~620~~-160

(November 30, 1971)

McGuire Access Road - R-AD-2(1)
Burlington County

50 Presented herewith is State-County-Railroad Agreement concerning the construction of McGuire Access Road in connection with the reconstruction of Wrightstown-Cookstown Road under the Federal Aid Secondary program at a total estimated cost of $17,000.00. Previous agreement with the Railroad Company was never executed because of internal difficulties, bankruptcy, etc. This new agreement incorporates the proper language of the Bankruptcy Act and has been accepted by the Trustees of the property of the Penn Central Transportation Company and has the concurrence of Burlington County.

Approval and execution of the attached agreement in triplicate is recommended.
(November 29, 1971)

T4001(29) Eight Northeast N.J.
Counties

51 Presented herewith is Project Agreement with the Federal Highway Administration relative to TOPICS Project T4001(29) for the development of a control strategy that will provide a safe and effective system of traffic information, diversion and control in the eight northeast N.J. Counties of Bergen, Passaic, Morris, Essex, Hudson, Union, Somerset, and Middlesex. Total estimated cost $60,600.00 to be [illegible] federal funds and [illegible] from the N.J. Dept. of Transportation.

Approval and execution of the attached agreement in duplicate is recommended.
(November 29, 1971)

TOPICS PROGRAM T4001(30)
Middlesex County

52 It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project consists of acquisition of right of way and the reconstruction of railroad overpass and approaches, on the Crows Mill Rd., over the trackage of the Lehigh Valley RR, in the Twp. of Woodbridge, Middlesex County, TOPICS Project T4001(30). Total estimated cost is $770,000.00 to be financed 15% from the County of Middlesex, 35% from the Public Utility Commission, and 50% from federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968.

61103 SJT 620-~~[illegible]~~ 160-8

(December 1, 1971)

TOPICS PROGRAM T-4001(43) - Monmouth County
Middletown, Holmdel Twps., Keyport Boro

53 It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This construction project involves the improvement of 2 intersections in Middletown Twp., one intersection in Middletown Twp. and Holmdel Twp., and one intersection in Keyport Boro in the County of Monmouth, TOPICS Project No. T-4001(43). Total estimated cost is $140,200.00 to be financed 50% from the N. J. Department of Transportation and 50% from federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968.

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611 03 620 ~~150~~ SJT

(November 29, 1971)

TOPICS T4003(2) - Atlantic County
less Atlantic City

54 Presented herewith is Project Agreement with the Federal Highway Administration relative to TOPICS Project T4003(2) for the development of a comprehensive traffic engineering study of the streets and highways in the County of Atlantic County, less Atlantic City. Total estimated cost, including contingencies, $194,000.00 to be financed 12½% from Atlantic County; 37½% from the N. J. Dept. of Transportation; and 50% from federal funds.

Approval and execution of the attached agreement in duplicate is recommended.
(November 29, 1971)

TOPICS Project T4014(2)
Town of Newton - Sussex County

55 Presented herewith is Project Agreement with the Federal Highway Administration relative to TOPICS Project T4014(2) for preliminary engineering necessary to make a suitable presentation at a design public hearing for improvement of roadways and intersections in the Urban Renewal Area of Newton, Sussex County. Total estimated cost $7,500.00 to be financed 50% from the federal government and 50% from the N.J. Dept. of Transportation.

Approval and execution of the attached agreement in duplicate is recommended.
(November 29, 1971)

State Aid Road System Act of 1967
Morris County

56 Approval is recommended of the resolution adopted by the Morris County Board of Chosen Freeholders on October 5, 1971 requesting the transfer of $25,000 of 1970 State Aid Road System funds from South Beverwyck Road, M-2(C)S-70 to Howard Blvd., Sections 1 & 2, M-2(C)S-68; $40,000 of 1970 State Aid Road System funds from South Beverwyck Road, M-2(C)S-70 to Diamond Spring Road, M-4(C)S-69 and $337,000 of 1971 State Aid Road System funds from Main Street Bridge, M-2(C)S-71 to West Hanover Avenue, Section 2, M-2(C)S-68. State Aid Road System. (November 29, 1971)

57 Municipal Aid - 1972

Approval is recommended of the 1972 Municipal Aid Allotments made by the Formula Method in accordance with the provisions of R. S. 27:15-1 and Chapter 240 P.L. 1971, as indicated in the attached tabulations.

Approval is further recommended that the governing body of each municipality be notified of the amount of State Aid made available for the year 1972 by the Formula Method. The total allotment by the Formula Method - using the 1970 Federal census figures for population and the 1971 municipal road mileage - for all the municipalities is the amount of $4,345,510.

The method of appropriating State Aid funds by the Legislature has been changed from a calendar year basis to a fiscal year basis as is the case of other State appropriations. Because municipalities operate on a calendar year basis, the municipality can anticipate the amount which normally would be available for the period July 1, 1972 to December 31, 1972 and include an amount equal to twice the amount of its semi-annual State Aid allotment in its annual budget.
(December 1, 1971)

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DECEMBER 3, 1971 14 NO. 44 - 1971

Municipal Aid - Galloway Township
Atlantic County

58 Galloway Township, Atlantic County, received three bids at the second letting on November 1, 1971 for the construction of Second Avenue, Section 2, A-10-69. The Recommendation of the Township is to make the award of contract to Delco Const. Co., Box 8, Hammonton, N.J. on their low lump sum bid of $9495.90 for 2" FABC-1 surface. Approval is recommended. Municipal Aid. (December 3, 1971)

Municipal Aid - Margate City
Atlantic County

59 Approval is recommended of the action taken by the Board of Commissioners of Margate City, Atlantic County, in rejecting the bids as received on October 28, 1971 for the construction of Winchester Avenue, Sections 8 and 9, and Delevan, Marshall and Claredon Avenues, A-15-70, due to the bids being in excess of the estimated cost and funds available. Municipal Aid.

To be readvertised. (December 3, 1971)

Municipal Aid - Mullica Township
Atlantic County

60 Approval is recommended of the request from Mullica Township, Atlantic County to combine the [illegible] construction funds on Leading Avenue, Section 4 with the [illegible] construction funds on [illegible] Avenue, Section [illegible] as one project.

Approval is also recommended of supplementary specifications for the surface treatment of Leading Avenue, Section 2, Mullica Township, Atlantic County. Municipal Aid. (November 29, 1971)

Municipal Aid - Pleasantville City
Atlantic County

61 Pleasantville City, Atlantic County, received two bids on November 1, 1971 for the construction of Broad Street, Section 2, A-19-71. The recommendation of the City is to make the award of contract to A. E. Stone, Inc., Box 101, Pleasantville, N.J. on their low lump sum bid of $10,858.75 for 2" FABC-1 surface. Approval is recommended. Municipal Aid. (November 29, 1971)

Municipal Aid - Ventnor City
Atlantic County

62 Approval is recommended of acceptance and authorization of final payment of $21,819.07, State's share, for the improvement of Swarthmore, Baltimore, Buffalo, Richards, Dudley, Ocean, Edgewater, Somerset, Balfour Avenues, City of Ventnor, Atlantic County, A-22A-68, completed by contract at a total cost of $24,243.41. Approval is also recommended of eliminating Vassar Square from original contract, in accordance with approved change order #1. Approval is further recommended of deducting $1,025.46 from the total cost of construction due to non-conformance to the Job Mix Formula, and Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (November 29, 1971)

Municipal Aid - City of Garfield
Bergen County

63 Approval is recommended of acceptance and authorization of final payment of $12,897.00, State's share, for the improvement of Spencer Place, City of Garfield, Bergen County, B-25F-69, completed by contract at a total cost of $14,805.95. Approval is also recommended of deducting $127.25 from the total cost of construction due to non-conformance to the Job Mix Formula and Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (December 1, 1971)

Municipal Aid - Edgewater Borough
Bergen County

64 Edgewater Borough, Bergen County, received three bids on October 19, 1971 for the construction of Undercliff Avenue, Section 9, B-5F-71. The recommendation of the Borough is to make the award of contract to Samuel Braen Co., Box 188, Wyckoff, N.J. on their low lump sum bid of $3400.10 for 1½" FABC-1 surface. Approval is recommended. Municipal Aid. (December 3, 1971)

Municipal Aid - City of Hackensack
Bergen County

65 Approval is recommended of acceptance and authorization of final payment of $21,199.89, State's share, for the improvement of Main Street, City of Hackensack, Bergen County, B-4S-68, completed by contract at a total cost of $43,588.12. Approval is also recommended of cancelling the balance of $5,800.11, State funds remaining on this project and of adding the same to the 1968S General State Aid Road System Fund. Approval is further recommended of deducting $1,188.33 from the total cost of construction due to non-conformance to the Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (November 29, 1971)

Municipal Aid - Ho-Ho-Kus Borough
Bergen County

66 Approval is recommended of acceptance and authorization of final payment of $8,220.49, State's share, for the improvement of Warren Avenue, Brookside Avenue, Sycamore Avenue, Orvil Court, First Street, and Hollywood Avenue, Borough of Ho-Ho-Kus, Bergen County, B-5F-70, completed by contract at a total cost of $9,187.20. Approval is also recommended of deducting $53.32 from the total cost of construction due to non-conformance to the Job Mix Formula,Requirements of the Bituminous Concrete Pavement. Municipal Aid.(November 29, 1971)

Municipal Aid - Midland Park Borough
Bergen County

67 Approval is recommended of acceptance and authorization of final payment of $17,380.00, State's share, for the improvement of Cottage Street, Highwood Avenue, Spruce Street, Section 1; Spruce Street, Section 2; and Paterson Avenue, Borough of Midland Park, Bergen County, B-8F-70, completed by contract at a total cost of $19,522.54. Approval is also recommended of deducting $201.74 from the total cost of construction due to non-conformance to the Job Mix Formula of the Bituminous Concrete Pavement. Municipal Aid. (November 29, 1971)

Municipal Aid - Borough of Waldwick
Bergen County

68 Approval is recommended of acceptance and authorization of final payment of $12,116.70, State's share, for the improvement of Hopper Avenue, Section 2, Borough of Waldwick, Bergen County, B-36-67, completed by contract at a total cost of $13,588.00. Municipal Aid. (December 1, 1971)

Municipal Aid - Audubon Borough
Camden County

69 Approval is recommended of acceptance and authorization of final payment of $11,525.35, State's share, for the improvement of Wesleyan Road & Davis Avenue, Borough of Audubon, Camden County, C-1-70, completed by contract at a total cost of $12,805.94. Municipal Aid. (November 29, 1971)

Municipal Aid - Berlin Township
Camden County

70 Approval is recommended of acceptance and authorization of final payment of $8,867.16, State's share, for the improvement of Taunton Avenue, Section 2, Township of Berlin, Camden County, C-5-68, completed by contract including engineering at a total cost of $9,852.40. Approval is also recommended of cancelling the balance of $650.58, State funds remaining on this project and of adding the same to the County General Funds. Municipal Aid. (December 1, 1971)

Municipal Aid - Merchantville Borough
Camden County

71 Approval is recommended of acceptance and authorization of final payment of $6,122.11, State's share, for the improvement of South Chestnut Avenue, Section 2, Borough of Merchantville, Camden County, C-5F-70, completed by contract at a total cost of 8,375.34. Approval is also recommended of deducting $66.60 from the total cost of construction due to non-conformance to the Job Mix Formula and Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (November 29, 1971)

Municipal Aid - Cape May Point Borough
Cape May County

72 Approval is recommended of plans and supplementary specifications for surface treatment for Whilldin Avenue, Cape May Point Borough, Cape May County, [illegible]-3-71. Municipal Aid. (November 29, 1971)

Municipal Aid - Franklin Township
Gloucester County

73 Approval is recommended of acceptance and authorization of final payment of $16,074.23, State's share, for the improvement of Willow Grove Road, Section 3, Township of Franklin, Gloucester County, GL-4S-70, completed by contract including engineering at a total cost of $21,432.31. Approval is also recommended of cancelling the balance of $3,925.77, State funds remaining on this project and of adding the same to the 1970 General State Aid Road System Fund. Approval is further recommended of deducting $56.00 from the total cost of construction due to non-conformance to the Job Mix Formula Requirements of the Bituminous Concrete Pavement. Municipal Aid. (December 1, 1971)

Municipal and Extraordinary Aid
West Deptford Township - Gloucester County

74 West Deptford Township, Gloucester County, received three bids on October 21, 1971 for the construction of Pleasant Valley Drive and Drainage, Gl-21A-70. The recommendation of the Township is to make the award of contract to J. D. Excavating Co., Rt. 73, Berlin, N.J. on their low lump sum bid of $89,008.40. Approval is recommended. Municipal and Extraordinary Aid. (November 29, 1971)

Municipal Aid - Tewksbury Township
Hunterdon County

75 Approval is recommended of the request from Tewksbury Township, Hunterdon County to transfer $10,000 of 1971 construction funds from [illegible] Road Intersection, Hun-21-71 to Beavers Road-Califon-Fairmount Road (County Road 512), Hun-21A-71. Municipal Aid. (November 29, 1971)

Municipal Aid - Highland Park Borough
Middlesex County

76 Highland Park Borough, Middlesex County, received three bids on October [illegible], 1971 for the construction of Eden Avenue, No. 7th Avenue and Park Place, Mi-[illegible]-71. The recommendation of the Borough is to make the award of contract to M. J. Stavola Industries, Inc., Laurel Avenue, Kingston, N.J. on their low lump sum bid of $[illegible].00 for 2", 2½" Bituminous Concrete, FABC Mix 5. Approval is recommended. Municipal Aid. (November 29, 1971)

Municipal Aid - South Plainfield Borough
Middlesex County

77 South Plainfield Borough, Middlesex County, received three bids at the second letting on October 26, 1971 for the construction of Lakeview Avenue, Mi-19-70. The recommendation of the Borough is to make the award of contract to Cardell Inc., 1000 Industrial Hwy., Keasbey, N.J. on their low lump sum bid of $[illegible].05 for 1½" Bituminous Concrete FABC-2 surface. Approval is recommended. Municipal Aid. (November 29, 1971)

Municipal Aid - City of Long Branch
Monmouth County

78 Approval is recommended of acceptance and authorization of final payment of $7,000.00, State's share, for the improvement of Rockwell Avenue, City of Long Branch, Monmouth County, Mh-23A-68, completed by contract at a total cost of $20,080.02. Municipal Aid. (November 29, 1971)

Municipal Aid - Dover Town
Morris County

79 Dover Town, Morris County, received two bids on October 20, 1971 for the construction of North Sussex Street, M-1F-69. The recommendation of the Town is to make the award of contract to Stroud-Hopler Inc., of Kenvil, N.J. on their lump sum bid of $27,452.00 for 2" FABC-1 surface. Approval is recommended. Municipal Aid. (November 29, 1971)

Municipal Aid - Rockaway Borough
Morris County

80 Rockaway Borough, Morris County, received two bids on October 14, 1971 for the construction of Union Street, M-28-71. The recommendation of the Borough is to make the award of contract to H. C. Milligan, Rt. 53, Denville, N.J. on his low lump sum bid of $5352.50 for 1½" Bit. Concrete FABC-1 surface. Approval is recommended. Municipal Aid. (November 29, 1971)

Municipal Aid - Dover Township
Ocean County

81 Dover Township, Ocean County, received four bids on October 12, 1971 for the construction of Breton Harbors Drive and Elizabeth Avenue, O-7A-71. The recommendation of the Township is to make the award of contract to Thos Nicol Co. Inc., Route 37, Lakehurst, N.J. on their low lump sum bid of $11,214.00 for 2" FABC-1 surface. Approval is recommended. Municipal Aid. (December 3, 1971)

Municipal Aid - Wanaque Borough
Passaic County

82 Approval is recommended of supplementary specifications for the resurfacing of Crescente Lane, Franklin Place and Jackson Street, Wanaque Borough, Passaic County, P-9F-70. Municipal Aid. (December 3, 1971)

Municipal Aid - Pittsgrove Township
Salem County

83 Approval is recommended of acceptance and authorization of final payment of $7,000.00, State's share, for the improvement of Morton Avenue, Section 4, Township of Pittsgrove, Salem County, S-11-69, completed by contract at a total cost of $25,976.80. Approval is also recommended of deducting $145.45 from the total cost of construction due to non-conformance to the Job Mix Formula Requirements of the Bituminous Concrete Pavement. Municipal Aid. (December 1, 1971)

Municipal Aid - Bridgewater Township
Somerset County

84 Approval is recommended of acceptance and authorization of final payment of $10,000.00, State's share, for the improvement of North Gaston Avenue, Township of Bridgewater, Somerset County, SO-25-69, completed by contract at a total cost of $17,691.68. Approval is also recommended of deducting $428.62 via Change Order #1 and $428.63 from the total cost of construction due to non-conformance to the Air Void Requirements and $2,594.88 Via Change Order #1 for Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (December 1, 1971)

Municipal Aid - Hillside Township
Union County

85 Approval is recommended of acceptance and authorization of final payment for the improvement of Salem Avenue, in the Township of Hillside, Union County, (U-10X-67) completed by contract at a total cost of $54,673.30. State's share is $44,177.00 of which $26,886.56 has already been paid on Partial Estimate No. 1, leaving a balance to be paid of $17,290.44. Municipal Aid. (November 29, 1971)

Municipal Aid - City of Linden
Union County

86 Approval is recommended of acceptance and authorization of final payment of $33,658.35, State's share, for the improvement of Lafayette Street, Elmwood Terrace, Birchwood Road, Blancke Street East, & Chandler Avenue, Section 2; City of Linden, Union County, U-5F-70, completed by contract at a total cost of $37,830.74. Approval is also recommended of deducting $234.96 from the total cost of construction due to non-conformance to the Job Mix Formula, of the Bituminous Concrete Pavement. Municipal Aid. ((December 1, 1971)

Municipal Aid - Plainfield City
Union County

87 Approval is recommended of acceptance and authorization of final payment of $38,357.09, State's share, for the improvement of East Fifth Street, City of Plainfield, Union County, U-7F-61, completed by contract at a total cost of $44,600.03. Approval is also recommended of deducting $85.94 from the total cost of construction due to non-conformance to the Job Mix Formula Requirements of the Bituminous Concrete Pavement. Municipal Aid. (November 29, 1971)

Municipal Aid - Roselle Borough
Union County

88 Approval is recommended of acceptance and authorization of final payment of $16,523.77, State's share, for the improvement of Eleventh Avenue, Walnut Street, & Related Drainage, Borough of Roselle, Union County, U-12-68, completed by contract including engineering at a total cost of $98,807.19. Approval is also recommended of deducting $2,291.65 from the total cost of construction due to non-conformance to the Job Mix Formula, Air Void Requirements of the Bituminous Concrete Pavement. Municipal Aid. (December 1, 1971)

Municipal Aid - Oxford Township
Warren County

89 Approval is recommended of adding Storm Drainage to the 1965, 66, 68, and 69 construction funds on Kent Road.

Approval is also recommended of plans and supplementary specifications for Drainage on Kent Road, Oxford Township, Warren County, W-16-63. Municipal Aid. (November 29, 1971)

Municipal Aid - Washington Borough
Warren County

90 Approval is recommended of the action taken by the Council of Washington Borough, Warren County, in rejecting the one bid as received on October 19, 1971 for the construction of E. Church Street, Section 2 and Belvidere Avenue Drainage W-19-70, due to lack of competition. The one bid was not opened.

To be readvertised. (December 3, 1971)

Right of Way Items

Right of Way
Route 22, Section 15

91 There is presented again the matter of acquisition of property on Route 22, Section 15, Control Section 0718-401, From Route U. S. 1, U. S. 9 and Route 21 Interchange to Union County Line. Condemnation proceedings were previously authorized as the registered Fair Market Value determination of $78,850 was offered to and refused by the owner.

This is a Legal Division settlement approved by a commission action dated August 9, 1971 in the amount of $88,000. An agreement has now been executed as follows:

Parcel 6	Jonel Realty Corporation	Consideration	$88,000
		Including a down payment of	$22,000

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $78,850. The matter is submitted for the Commissioner's consideration and authority to accept the agreement and to discontinue the condemnation proceedings.

Authority is requested to withdraw the deposit heretofore made into the Superior Court. Further authority is requested to dispose of the improvements to the road contractor, by public auction or by sealed bids.
(November 22, 1971)

Right of Way
Route 23, Section 2

92 There is presented again the matter of acquisition of property on Route 23, Section 2, Control Section 1604-401, Essex County Line to Black Oak Ridge Road. Condemnation proceedings were previously authorized as the owner's were unable to negotiate at that time.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 35B	Shotmeyer Brothers Co.	Consideration $650.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $275. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is also recommended that condemnation proceedings previously authorized be discontinued.

Authority is requested to withdraw the deposit heretofore made into the Superior Court. (December 2, 1971)

Right of Way
Route 78, Section 5F

93 There are presented report and appraisal with map and description on Route 78, Section 5F, Federal Project I-78-5-(5), From Lyons Avenue to Schuyler Avenue, Parcel 19 Leroy Hunt and Ernestine Hunt, his wife.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The registered Fair Market Value determination of $17,900 plus the Replacement Housing Bonus of $5,000 was offered to and refused by the agent, who demanded $21,900 plus the Replacement Housing Bonus of $5,000, which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $17,900.

It is further recommended that authority be granted to enter upon the owners' remaining lands to remove the dwelling in its entirety lying partly in and partly outside the proposed Right of Way. Upon taking of possession, authority is requested to dispose of the building to the road contractor, by public auction or by sealed bids. (December 3, 1971)

Right of Way
Route 295, Section 7

94 There are presented report and appraisal with map and description on Route 295(1953), Section 7, Federal-aid Project I-295-2-(45), Crosswicks Creek To Route 33, Parcel 99A2, County of Mercer.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple subject, however, to the easement of the Public Service Electric and Gas Company and all other public utility easements recorded or unrecorded, affecting the herein described premises. Owner's agent refused the State's registered Fair Market Value of $1,500 because title is unmarketable.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $1,500. (December 3, 1971)

Right of Way
Route 295, Section 8

95 There are presented report and appraisals with map and description on Route 295 (1953), Section 8, Federal-aid Project I-295-2-(53), From Route 33 to Route U.S. 1, Parcels R63A & RU63B plus remnant, Trenton Oil Company, A N.J. Corp.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels and the remnant in fee simple, subject to any public utilities existing in the premises; and also made subject to the easement of the Jersey Central Power and Light Co. State's registered Fair Market Value determination of $652,600 for Parcels R63A & RU63B and $2,000 for the remnant totalling $654,600 was offered to and refused by owners who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $654,600.

Parcel RU63B being required to relocate the utility facilities of the Shell Oil Co., further authority is requested to convey said parcel to this company as such time as a utility order providing for this conveyance has been secured by the Engineer of Utilities.
(December 3, 1971)

Right of Way
Route 295, Section 8

96 There are presented report and appraisal with map and description on Route 295 (1953), Section 8, Federal-aid Project I-295-2-(53), From Route 33 to Route U.S. 1, Parcel 58A plus remnant, Anthony Parascando and Estella Parascando, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel and the remnant in fee simple, subject to any public utilities existing in the premises; and also made subject to the easement of the Public Service Electric and Gas Company. The State's registered Fair Market Value determination of $50,600 for Parcel 58A and $500 for the remnant totalling $51,100 was offered to and refused by the owners' agent who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $51,100.

Authority is requested to dispose of dwelling, garage, 3 sheds, stockade and wire fencing to the road contractor by public auction or by sealed bids. (December 3, 1971)

Right of Way
Route 295, Section 9

97 There is [illegible] the matter of condemnation of property on Route [illegible], Section 9, Federal-aid Project I-[illegible]-2-(53), from Route 95 to Route [illegible]. [illegible] previously authorized for Parcel 15, [illegible], on April [illegible], 1971, at which time the owners [illegible] was considered excessive.

Subsequently, [illegible] revised by the Engineer. The parcel designation is now [illegible].

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of Parcel R13, Recor Corporation, (a Delaware corporation), in fee simple subject to the easement of The Jersey Central Power and Light Co. and any other public utilities existing in the premises. The State's registered Fair Market Value of $22,200. was offered to and refused by the owner's agent who demanded $32,000. which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $22,200.

Authority is further requested to rescind condemnation proceedings previously authorized for former Parcel 13. (December 3, 1971)

✓

Sale of Building
Route 295, Section 7

98 There is presented a Bid Acceptance Proposal pursuant to the Public Sale held on August 26, 1971 for the building located on Route 295, Section 7, from Crosswicks Creek to Route 33, Parcel 110.

PARCEL	NAME OF BIDDER	AMOUNT OF HIGH BID	AMOUNT OF DEPOSIT
110	Margaret E. Perry	$3,950.00	$1,000.00

Since Mrs. Perry was the mother of a Draftsman employed in the Design Division, her bid was originally rejected since it did not conform to the announced terms of the auction which prohibited the acceptance of bids from Transportation Department employees or their immediate families. However, Mrs. Perry obtained a Judgment which ordered the State to accept her bid and it has been determined by the Legal Division that no appeal shall be taken from the said Judgment.

The matter is submitted for the Commissioner's consideration, and if approved the proposal will be accepted, duly executed, and the successful bidder be authorized to remove the dwelling upon complete compliance with the provisions of said Bid Acceptance Proposal.

Authority is requested to return the performance guarantee money to the successful bidder after certification that he has complied with the terms and conditions of the sale. (December 1, 1971)

✓

Appraisal Contract
Joseph J. Blake and Associates
Route 80, Section 1D

99 On April 14, 1967 the Commissioner approved a contract with Joseph J. Blake & Associates to appraise a number of parcels on Route 80, Section 1D. The engineers have now forwarded three additional parcels which must be appraised.

Authority is requested to modify the contract by addition of the attached amendment which is submitted with recommendation that it be approved and executed by the Commissioner.

Parcels to be added - 2F & 2G and 4C, total fees $450

(December 1, 1971)

Appraisal Orders

100 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
11/23/71	1971-A-466	Charles N. Schragger	Mercer	2	$200
"	467	Joseph Martin	"	1	400
"	468	Appraisal Consultants	"	2	1,500
"	469	John A. Borden	Camden	1	750
"	470	Alex Malamut	"	1	750
"	471	Calvin M. Schwartz	Monmouth	2	1,000
"	472	Harry W. Bergh	"	3	400
"	473	Seymour Simon	"	4	900
11/24/71	474	Joseph J.Blake & Assoc.	"	2	150
"	475	Alex M. Malamut	Camden	1	400
"	476	C.L. Orbaker & Assoc.	Monmouth	1	100

Approval is recommended. (December 1, 1971)

Appraisal Orders

101 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
11/29/71	1971-A-477	Charles N. Schragger	Mercer	2	$200.
"	478	Appraisal Consultants	Passaic	1	2,500.
"	479	Jack W. Harelick	Passaic	1	2,500.
"	480	Lanning Sanitary Eng. Co.	Mercer	1	450.
"	481	Martin Gross Assoc.	Middlesex	1	2,000.
"	482	Appraisal Consultants	Hunterdon	1	350.

Approval is recommended. (December 3, 1971)

Legal Items

Right of Way
Route 20, Section 2

102 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 20, Section 2, Parcels 12A, E12B, E12C, & E12D, owned by Erie Lackawanna Railway Company, et als.

At the hearing held on September 14, 1971, the property owner offered testimony in the amount of $293,380.00. The State presented testimony in the amount of $62,300.00. The Complaint was filed on May 18, 1967 and a deposit was made into Court on May 18, 1967 in the amount of $21,500.00. An additional deposit was made into Court on June 9, 1971 in the amount of $40,800.00 making a total deposit of $62,300.00. Fair Market Value was registered in the amount of $62,300.00. Commissioners returned an award in the amount of $120,000.00.

The State was represented by Fee Attorney Walter F. Hoffman.

Since the Commissioners' award in the amount of $120,000.00 exceeds the State's Fair Market Value by $57,700.00, it is recommended that the appeal taken be approved. **(December 3, 1971)**

Right of Way
Route 24, Section 4

103 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $4,800.00 in the condemnation of property on Route 24, Section 4, Parcel LR4, owned by Charles C. Ort, et als.

At the trial, held on June 28, 29, and 30, 1971, the property owner offered testimony in the amount of $6,000.00. The State presented testimony in the amount of $3,300.00. Complaint was filed on January 29, 1970 and no deposit was made into Court. Fair Market Value was registered in the amount of $3,300.00. The jury returned a verdict in the amount of $4,300.00.

The State was represented by Fee Attorney Gerard A. Del Tufo.

It is, therefore, recommended that payment be made on the judgment in the amount of $4,300.00 together with interest as stipulated in the judgment. **(December 1, 1971)**

Right of Way
Route 280, Section 1

104 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $493,000.00 in the condemnation of property on Route 280, Section 1, Parcels 14A, 14B, and 14C, owned by Conrad J. Ringlieb, et al.

The above entitled matter was scheduled for trial on September 27, 1971. A settlement discussion was held in the Judge's chambers and after various conferences the property owner would accept the sum of $225,000.00 as settlement which sum would include interest to the date of the Judgment. Accordingly, this matter was settled on September 28, 1971 in the sum of $225,000.00 inclusive of interest. Complaint was filed on March 21, 1969 for parcel 14A, March 12, 1969 for parcel 14B, and February 20, 1969 for parcel 14C. A deposit was made into Court on March 21, 1969 in the amount of $37,700.00 and an additional deposit was made into Court on May 25, 1970 in the amount of $9,700.00 for parcel 14A; a deposit was made into Court on March 13, 1969 in the amount of $9,500.00 and an additional deposit was made into Court on June 19, 1970 in the amount of $8,300.00 for parcel 14B; and a deposit was made into Court on February 24, 1969 in the amount of $38,200.00 for parcel 14C making a total deposit for all three parcels of $103,400.00. Fair Market Value for all three parcels was registered in the amount of $190,400.00.

The State was represented by Fee Attorney Herbert M. Strulowitz.

It is, therefore, recommended that the judgment in the amount of $225,000.00 be approved and that payment in the sum of $121,600.00, which sum is inclusive of all interest, being the amount over and above the deposit paid into Court, be paid. (December 3, 1971)

Respectfully submitted,

Jean G. Schwartz
Jean G. Schwartz
Acting Secretary

I hereby certify that the Approvals set forth in this Schedule were approved as indicated and recommend that such actions be ratified and confirmed.

Jean G. Schwartz
Jean G. Schwartz
Acting Secretary, Department of Transportation

The Approvals as indicated in this Schedule are hereby ratified and confirmed.

Fred C Dechillyer 12/23/71
For John C. Kohl
Commissioner of Transportation

NO. 45 - 1971

STATE OF NEW JERSEY
DEPARTMENT OF TRANSPORTATION
TRENTON

SCHEDULE OF APPROVALS - DECEMBER 9, 1971

Administration Items

Project Agreement - RF-F 206(9)
Route 15 Freeway, Section 9B & 10A

1 It is recommended that the attached project agreement in quadruplicate be approved and executed for construction for N.J. Project RF-F 206(9). (Route 15 Freeway Section 9B & 10A)

The total estimated cost is $8,340,610.00 of which fifty percent (50%) or $4,096,470.00 is Federal Funds. Since this project has different federal funds, the Rural Primary funds is $3,395,592.00 and the Primary Funds is $700,878.00 for a total of $4,096,470.00 with $147,670.00 of non-participating cost which is shared by the department and others (utility).

The work to be performed under this contract consists of grading, drainage, beam guard rail, landscaping, electrical work and two (2) bridge structures and other incidental work as provided in the contract. (December 9, 1971)

Project Agreement - I-195-8(4)72
Route 195, Section 3B & 4A

2 It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for construction for N.J. Project I-195-8(4)72. (Rt. 195, Sec. 3B & 4A)

The total modified estimated cost is $8,000,760.61 of which $7,025,842.00 is Interstate funds. It provides a total increase of $771,400.61 of which $692,317.00 is Interstate funds. (December 9, 1971)

Route 78, Section 2P
Route 31, Section 8B
I-78-2(23)18 and F-62(6)

3 It is recommended that a total commitment of $4,410,[illegible].01 with Federal Interstate funds of $[illegible],04[illegible],588.31 and Primary funds of $383,233.96 be made on the Department of Transportation records as of October 14, 1971. This set up of funds as a commitment is based upon the Federal Highway Administration's authorization to advertise and re-advertise the subject project, a copy of which is attached.

This amended approval and authorization increases the total estimated cost to $[illegible],410,[illegible].01 with Federal funds committed in the amount of $4,1[illegible],[illegible].
(November 9, 1971)

Construction Items

Route 36(1953), Section 3F
Bridge over Shrewsbury River
Rejection of Bids

4 It is recommended that the Department reject all bids received on July 15, 1971 for Route 36 (1953), Section 3F, Bridge over Shrewsbury River, Underwater Foundation Protection, in the Borough of Highland and Sea Bright, Monmouth County.

Authorization is requested to readvertise this project for February 1972. Because of expected cold weather conditions, it is deemed advisable to delay readvertising until February, 1972. (December 9, 1971)

Approved Change Orders - Region 2
October 27, 1971 thru November 19, 1971

5 The change orders listed on the attached schedule, processed and approved by Region 2 during the period of October 27, 1971 thru November 19, 1971 are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination. (December 9, 1971)

Approved Change Orders - Region 3
October 27, 1971 thru November 19, 1971

6 The change orders listed on the attached schedule, processed and approved by Region 3 during the period of October 27, 1971 thru November 19, 1971 are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination. (December 9, 1971)

Approved Change Orders - Region 4
October 27, 1971 thru November 19, 1971

7 The change orders listed on the attached schedule, processed and approved by Region 4 during the period of October 27, 1971 thru November 19, 1971 are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination.

Included in the schedule are the following cost basis changes (force account) which have not been audited and which are subject to audit at a later date.

Contractor	Route & Section	Federal Project #	C. O. No.	Estimated Amount
The Conduit & Foundation Corp. & J. Marienski Contracting Co., Inc. (J.V.)	295, 1T	NJ-I-295-1(41)2	6	19,224.53

(December 9, 1971)

Prequalification of Bidders

8 Approval is recommended of the attached list of assignment of classification and/or reclassification of prospective bidders as prepared by the Prequalification Committee in accordance with R.S. 27:7-35.1 et seq. The Committee consists of the State Highway Engineer, Deputy Attorney General, Director of Fiscal Management, Director, Division of Construction, and Chief, Bureau of Contract Administration. (December 9, 1971)

Design Items

Route U.S. 46 (1953), Section 8B

9 Approval is recommended of the plans and specifications and authority to advertise for drainage improvement on Route U.S. 46 (1953), Section 8B, from George Street to Lee Avenue, in the Township of Rockaway, Morris County. (December 9, 1971)

3

Route 78, Section 5L

10 Approval is recommended of the plans and specifications for submission to the Federal Highway Administration Division Office and authority to advertise after approval has been received from the Division Office for grading, paving and structures on Route 78, Section 5L, from east of Baltusrol Road to Springfield Avenue, in the Townships of Springfield, Union and Millburn, Union and Essex Counties. Construction Program Year: 1971-1972 Item No. 1
(December 7, 1971)

Route 295, Section 9B

11 Approval is recommended of the plans and specifications for submission to the Federal Highway Administration Division Office and authority to advertise after approval has been received from the Division Office for grading, paving and structures on Route 295, Section 9B, from Federal City Road to west of Route U.S. 1, in the Townships of Hopewell and Lawrence, Mercer County, Federal Project No. N.J. I-295-2(57)68. Construction Program Year; 1971-1972 Item No.: 6
(December 9, 1971)

Route 24 Freeway, Section 12C

12 Approval is recommended of the plans and specifications for submission to the Federal Highway Administration Division Office and authority to advertise after approval has been received from the Division Office for paving, lighting, signs and landscaping on Route 24 Freeway, Section 12C, from the Erie-Lackawanna Railroad to Baltusrol Avenue, in the Townships of Springfield and Millburn, and the City of Summit, Union and Essex Counties. Construction Program Year: 1971-1972 Item No. 12 (December 7, 1971)

Jurisdictional Agreement
Route 66, Section 1A
Township of Neptune

13 Approval and execution is recommended of the attached Agreement dated November 30, 1971, between the Township of Neptune of Monmouth County and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 66, Section 1A, more particularly the State plans to make improvements at Jumping Brook Road, Essex Road, Green Grove Road, and Ruth Drive; and the State also plans a major interchange at the intersection of Route 66 and Asbury Avenue which will include the relocation of Wayside Avenue. (December 9, 1971)

General Property Parcel Map
Route 29A (1927) Section 6
Route 29 (1953)
County of Hunterdon

14 Approval is recommended of the General Property Parcel Map (one sheet) of Route 29A (1927) Section 6, Route 29 (1953) Alexauken Creek Bridge And Approaches, in order that necessary duplicate tracing and linen print may be prepared for filing in the County of Hunterdon.
(December 9, 1971)

Maintenance Items

Snow Removal - Contracts

15 Authority is requested to negotiate snow removal contracts for the coming 1971-1972 winter season with the following contractors:

J. Persico Trucking, Paramus, N.J. - Snow Sections 5213261 and 5213263.

Muglia Contracting, South Plainfield, N.J. - Snow Section 5335264.

Lakes Construction Co., Vincentown, N.J. - Snow Section 5410263.

(December 3, 1971)

Local Government Aid Items

TOPICS PROGRAM - T-4001(42)
Lodi Boro, Bergen County

16 It is recommended that the attached Federal-Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project involves the elimination of the Westminister Traffic Circle complex in Lodi Boro, Bergen County, TOPICS Project No. T-4001(42). Total estimated cost is $605,000.00 to be financed 50% from the New Jersey Department of Transportation and 50% from Federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968.

120-769 PVC
61103 612-~~160 810~~

(December 9, 1971)

TOPICS T4001(3), City of Newark
Essex County

17 Presented herewith is State-City Agreement concerning Federal-aid TOPICS Project T4001(3) which involves the development of a comprehensive traffic engineering study of the streets and highways in the City of Newark, Essex County. Total estimated cost of this project is $128,000.00 to be financed with $16,000.00 from the City of Newark; $48,000.00 from the N.J. Dept. of Transportation; and $64,000.00 from federal funds.

Approval and execution of the attached agreement in duplicate is recommended.
(December 9, 1971)

TOPICS T4001(3)
City of Newark, Essex County

18 Presented herewith is Preliminary Engineering Agreement with Edwards and Kelcey, Inc., concerning Federal-aid TOPICS Project T4001(3). This project involves the development of a comprehensive traffic engineering study of the streets and highways in the City of Newark, Essex County. Total estimated cost of the project, including contingencies and force account, is $128,000.00 to be financed with 12½% from the City of Newark; 37½% from the N.J. Dept. of Transportation; and 50% from federal funds.

Approval and execution of the attached agreement in duplicate is recommended.
(December 9, 1971)

Request for Approval to Sublet
Morris County

19 There is on file in the Bureau of Local State Aid Programs a Request For Approval To Sublet, Form DC-18, for subcontracting of work on the West Hanover Avenue project. This request has been screened and accepted by the Bureau of Contract Administration. Approval is recommended of the sublet request as listed below.

Subcontractor	% of Contract Amount
Diversified Road, Bridge and Tunnel Construction	31.54%

(December 9, 1971)

Approved Change Orders - November 1971

20 Approval is recommended of the attached tabulation listing 31 Change Orders that were processed by the Division of Transportation, Operations and Local Aid during the month of November, in accordance with the provisions of Departmental Operating Procedure No. 206.

All Change Orders noted herein are available for detailed inspection in the Division of Transportation, Operations and Local Aid.
(December 3, 1971)

County Aid Construction - Cherry Hill Township
Camden County

21 Approval is recommended of acceptance and authorization of final payment of $59,876.69, State's share, for the improvement of Cropwell Road Bridge, Township of Cherry Hill, Camden County, C-3X(c)67, completed by contract including inspection at a total cost of $68,365.15. County Aid Construction. (December 9, 1971)

County Aid Construction - City of Millville
Cumberland County

22 Approval is recommended of acceptance and authorization of final payment of $5,040.00, State's share, for the demolition contract of Cedar Street and Brandriff Avenue Extension, City of Millville, Cumberland County, CU-8X(c)67, completed by contract at a total cost of $5,600.00. County Aid Construction. (December 9, 1971)

Extraordinary and State Aid
Chatham Township - Morris County

23 Approval is recommended in reopening the Shunpike Road project, Madison Borough - Chatham Township, Morris County M-3X(C)-67 for which final payment was recommended on schedule 51, item 19 approved December 17, 1970.

Approval is further recommended of authorizing a supplemental payment to the above project in the amount of $126,000 of 1967 Extraordinary County Aid funds in order to permit County funds to be used to match State Aid Road System Funds allocated to other projects. Extraordinary State Aid Funds. (December 9, 1971)

Chapter 244 - Rahway City
Union County

24 Rahway City, Union County, received four bids on October 15, 1971 for the construction of Barnett Street and E. Grand Avenue, Section 2, U-2D-70. The recommendation of the City is to make the award of contract to D&L Contr. Co., 1781 Winfield Street, Rahway, N.J. on their low lump sum bid of $96,351.30 for 3" FABC-2 Mix #2&5 surface. Approval is recommended. Chapter 244.
(December 3, 1971)

Municipal Aid - Borough of Fort Lee
Bergen County

25 Approval is recommended of acceptance and authorization of final payment of $9,994.00, State's share, for the improvement of Edwin Avenue, Park Place, Fairview Avenue and Linwood Drive, Borough of Fort Lee, Bergen County, B-21F-70, completed by contract at a total cost of $13,268.15. Approval is also recommended of deducting $448.70 from the total cost of construction due to non-conformance to the Job Mix Formula of the Bituminous Concrete Pavement. Municipal Aid. (December 3, 1971)

Municipal Aid - Norwood Borough
Bergen County

26 Approval is recommended of plans and supplementary specifications for the construction of Summit Street, Section 3, Norwood Borough, Bergen County, B-22F-71. Municipal Aid. (December 3, 1971)

Municipal Aid - Borough of Old Tappan
Bergen County

27 Approval is recommended of acceptance and authorization of final payment of $10,876.30, State's share, for the improvement of DeWolf Road, Section 2, Borough of Old Tappan, Bergen County, B-22-69, completed by contract at a total cost of $32,465.00. Approval is also recommended of deducting $266.70 from the total cost of construction due to non-conformance to the Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (December 9, 1971)

Municipal Aid - South Hackensack Township
Bergen County

28 Approval is recommended of acceptance and authorization of final payment of $5,072.52, State's share, for the improvement of Phillips Avenue Section 3, and Leuning Street, Township of South Hackensack, Bergen County, B-12F-70, completed by contract at a total cost of $5,647.56. Approval is further recommended of deducting $11.43 from the total cost of construction due to non-conformance to the Job Mix Formula of the Bituminous Concrete Pavement. Municipal Aid. (December 9, 1971)

Municipal Aid - Borough of Waldwick
Bergen County

29 Approval is recommended of acceptance and authorization of final payment for the improvement of Wyckoff Avenue, Monroe Street, West Saddle River Road, and Park Avenue, in the Borough of Waldwick, Bergen County, (B-5S-69) completed by contract including engineering at a total cost of $75,139.90. State's share is $55,393.35 of which $41,458.19 has already been paid on Partial Estimate No. 1, leaving a balance to be paid of $13,935.16. Approval is also recommended of cancelling the balance of $5,606.65, State funds remaining on this project and of adding the same to the 1969 S General State Aid Road System Fund. Approval is further recommended of deducting $371.67 from the total cost of construction due to non-conformance to the Job Mix Formula of the Bituminous Concrete Pavement. Municipal Aid. (December 9, 1971)

Municipal Aid - Winslow Township
Camden County

30 Winslow Township, Camden County, received two bids on November 12, 1971 for the construction of Central Avenue, C-30-71. The recommendation of the Township is to make the award of contract to J. D. Excavating Co., Rt. 73, Berlin, N.J. on their low lump sum bid of $4062.95 for 2" Bituminous Concrete Type FABC. Approval is recommended. Municipal Aid. (December 3, 1971)

Municipal Aid - Boro of West Cape May
Cape May County

31 Approval is recommended of acceptance and authorization of final payment of $11,551.89, State's share, for the improvement of Myrtle Avenue, Third Avenue Sections 1 & 2, and Second Avenue Section 3, Borough of West Cape May, Cape May County, CM-12-70, completed by contract at a total cost of $17,573.04. Approval is also recommended of deducting $102.00 from the total cost of construction due to non-conformance to the Job Mix Formula, and Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (December 9, 1971)

Municipal Aid - City of Wildwood
Cape May County

32 Approval is recommended of acceptance and authorization of final payment of $60,000.00, State's share, for the improvement of Park Boulevard, Section 2 and Lincoln Avenue, Storm Sewer, City of Wildwood, Cape May County, CM-1S-69, completed by contract including engineering and inspection at a total cost of $84,129.49. Approval is also recommended of deducting $1,278.83 from the total cost of construction due to non-conformance to the Job Mix Formula and Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (December 3, 1971)

Municipal Aid - West Caldwell Borough
Essex County

33 Approval is recommended of the request from West Caldwell Borough, Essex County to transfer $8968 of 1971 Formula funds from Brian Road and Ellis Place, E-1F-71 to Distler and Parkview Avenues, E-1F1-71. Municipal Aid. (December 9, 1971)

Municipal Aid - Township of Elk
Gloucester County

34 Approval is recommended of acceptance and authorization of final payment of $7,000.00, State's share, for the improvement of Willow Grove Road, Section 2, Township of Elk, Gloucester County, GL-4-70, completed by contract including engineering and inspection at a total cost of $8,252.15. Municipal Aid. (December 3, 1971)

Municipal Aid - Lambertville City
Hunterdon County

35 Lambertville City, Hunterdon County, received two bids on July 19, 1971 for the construction of North Franklin Street, Hun-15-69. The recommendation of the City is to make the award of contract to Garden State Excavation Co., R.D. #2, Stockton, N.J. on their low lump sum bid of $34,144.55 for 2" FABC-1 surface. Approval is recommended. Municipal Aid. (December 9, 1971)

Municipal Aid - Borough of Pitman
Gloucester County

36 Approval is recommended of acceptance and authorization of final payment of $9,707.60, State's share, for the improvement of Highland Terrace, Section 3, Borough of Pitman, County of Gloucester, GL-15-70, completed by contract at a total cost of $11,554.40. Municipal Aid. (December 3, 1971)

Municipal Aid - Perth Amboy City
Middlesex County

37 Perth Amboy City, Middlesex County, received four bids on November 3, 1971 for the construction of Patterson, McKeon, Herbert, Market and Gordon Streets, Sections 1 and 2, Brace Avenue and Steurwald Place, Mi-7F-71. The recommendation of the City is to make the award of contract to Middlesex Contrete Products and Excavating Co., Berry Street, Woodbridge, N.J. on their low lump sum bid of $29,683.04. Approval is recommended. Municipal Aid. (December 9, 1971)

Municipal Aid - Totowa Borough
Passaic County

38 Approval is recommended of the request from Totowa Borough, Passaic County to transfer $3615.37 of 1967 construction funds from Furler Street to Vreeland Avenue, P-11-7[illegible]. Municipal Aid. (December 9, 1971)

Municipal Aid - Clark Township
Union County

39 Approval is recommended of supplementary specifications for the resurfacing of Orchard Terrace, Willow Way, Boynton and Harold Avenues, Carolina, Liberty and Joseph Streets, Lupine Way, Linda Lane and Lincoln Boulevard, Clark Township, Union County, U-9F-71. Municipal Aid. (December 3, 1971)

Municipal Aid - Borough of Roselle Park
Union County

40 Approval is recommended of acceptance and authorization of final payment of $1,996.06, State's share, for the improvement of East Webster Avenue, Bender Avenue & Grant Avenue East, Borough of Roselle Park, Union County, U-10F-70, completed by contract at a total cost of $12,925.66. Approval is further recommended of deducting $19.72 from the total cost of construction due to non-conformance to the Job Mix Formula of the Bituminous Concrete Pavement. Municipal Aid. (December 9, 1971)

Municipal and Extraordinary Aid
Independence Township - Warren County

41 **Approval is recommended of plans and supplementary specifications for the construction of Pyle Road, Independence Township, Warren County, W-12-64. Municipal and Extraordinary Aid.** (December 3, 1971)

Municipal Aid - Washington Borough
Warren County

42 Approval is recommended of acceptance and authorization of final payment for the improvement of East Church Street, in the Borough of Washington, Warren County, (W-21-69) completed by contract including engineering at a total cost of $22,886.70. State's share $19,670.10 of which $465.10 has already been paid on Section "B" per the 1969 Formula Work Schedule, leaving a balance to be paid of $19,205.00. Approval is also recommended of deducting $741.02 from the total cost of construction due to non-conformance to the Job Mix Formula, Air Void Requirements and Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (December 9, 1971)

Right of Way Items

General Property Parcel Map
Route 38, Section 1

43 There is presented a portion of the General Property Parcel Map on Route 38, Section 1, Route U.S. 130 to Route 73, Control Section 0408-405, showing right of way to be acquired at the Interior of Jughandle at Madison Blvd., Pennsauken, designated as Parcel 228, together with a Processing Form from Messrs. Sliwa and Freidenrich which has been approved as to funds by Mr. Bridegum.

It is recommended that this portion of the General Property Parcel Map be approved subject to such changes as may be necessary in order to conform with construction plans as finally adopted and approved; and that authority be granted to negotiate for the acquisition of the necessary right of way.

The estimated cost of right of way for this portion is $30,000.00. Authority is requested to set up this amount from funds available under Item 61 of the 1971 100% State Bond Program.
(December 9, 1971)

General Property Parcel Map
N.Y. and Long Branch Railroad
Parking Facility - Township of Middletown

44 There is presented General Property Parcel Map of the New York and Long Branch Railroad Parking Facility in the Township of Middletown, Control Section 7867-898, required by Public Transportation, together with a Processing Form prepared by Mr. Theriault, which has been approved by Messrs. Tanner and Slater and also approved by Mr. Bridegum as to source and availability of funds.

It is recommended that this sheet of the General Property Parcel Map be approved subject to such changes as may be necessary in order to conform with construction plans as finally adopted and approved; and that authority be granted to negotiate for the acquisition of the necessary right of way.

The sum of $250,000.00 has been provided to acquire this right of way from funds available under Account #630-910-770. These funds are being set up from Item 7867 of the 1972 Construction Program.
(December 9, 1971)

Funds - Right of Way
Route U.S. 1, Section 7

45 There is presented again the matter of funding on Route 1, Section 7, Junction of Routes U. S. 1 & 9 to Main Street, Control Section 1204-401, and Routes U.S. 1 & 9, Section 1, West End of Pulaski Skyway to Tonnelle Avenue Circle, Control Section 0905-401.

Heretofore, the Commissioner of the Department of Transportation approved the General Property Parcel Map, authorized negotiations for advance acquisitions only, and also authorized the setting up of $500,000.00 to cover any advance acquisitions to be acquired from funds available under Item 46 of the 1971 Bond Program.

Subsequently, it was decided that the $500,000.00 would be used for the Raritan River Bridge Project on construction contract Route U.S. 1, Sections 6F and 8E. It is recommended that the Commission Action setting up the sum of $500,000.00 for advance acquisitions on Route U.S. 1, Section 7, and Route U.S. 1 & 9, Section 1, be rescinded and that the sum of $500,000.00 be set up for Route U.S. 1, Section 6, Route 26 to Raritan River, Control Section 1202-402, and Route U.S. 1, Section 8, Main Street to Raritan River, Control Section 1203-403, to cover the balance of the estimated cost of right of way required for the Raritan River Bridge and Approaches. **(December 9, 1971)**

Right of Way - Rts. 25, 38 & 45
Airport Circle Improvement

46 There is presented the matter of release of slope easement contiguous to Parcel R2, Routes 25, 38 and 45 Airport Circle Improvement, acquired from Roy Riker, William Riker, Jr., Harold Riker and Mae Riker Driscoll, Co-partners trading as Riker Motors.

Edmund Management Company, a corporation of the State of New Jersey, owners of the lands affected by the slope easement have requested that the same be released pursuant to R.S. 27:12-2 and the terms of the annulment clause contained in the agreement approved by the Commissioner on May 22, 1955. The Engineering Division has determined that such slope easement is no longer required.

It is recommended that the deed releasing the easement be executed and authority granted to deliver it to the owners.

The Commissioner of Transportation Does hereby determine that the slope easement contiguous to Parcel R2 is no longer required for the use of the State of New Jersey in the improvement, betterment, reconstruction or maintenance of any State Highway. **(December 9, 1971)**

Right of Way
Route 18, Section 11

47 There is presented the matter of a self move agreement for the removal of personal property on Route 18, Section 11, 100% State, from New Street to Route 287, Parcel 16, between the Department of Transportation and Bridge Supply Company, tenant occupant.

Due to a complex moving situation, the tenant occupant, Bridge Supply Company, requested a self move stating that the company personnel could perform the move more efficiently without disrupting the business. Mr. William Richardson, President of Bridge Supply Company, executed the self move agreement on December 3, 1971.

It is recommended that the agreement for the self move be approved by the Commissioner of the Department of Transportation. **(December 9, 1971)**

Right of Way
Route 20 Freeway, Section 2

48 There is presented negotiated purchase agreement on Route 20 Freeway, Section 2, From Route U.S. 46 Interchange To Main Street.

Parcel R379	Norma S. Nutman & Norman N. Nutman, h/h, and Morris N. & Martha S. Stein, h/w.	Consideration $285,000 including down payment of 71,200

The parcel having been appraised and the Reviewer's registered Fair Market Value determination being $285,000, approval is recommended.

Authority is requested to dispose of the improvements to the road contractor, by public auction, or by sealed bids. (December 9, 1971)

Right of Way
Route 20 Freeway, Section 2

49 There is presented negotiated purchase agreement on Route 20 Freeway, Section 2, From Route U.S. 46 Interchange To Main Street.

Parcel 413	Paudele Realty Corporation, A N. J. Corporation	Consideration $267,100 including down payment of $ 66,700

The parcel having been appraised and the Reviewer's registered Fair Market Value Determination being $267,100, approval is recommended.

Authority is requested to dispose of six (6) buildings to the road contractor by public auction, or by sealed bids. (December 9, 1971)

Right of Way
Route U.S. 30, Section 12

50 There is presented a negotiated purchase agreement on Route U. S. 30, Section 12, From Waterford Road to Taunton Road;

Parcel 22	A.J.L.J. Corporation, A N. J. Corporation	Consideration $450.

The parcel having been appraised and the reviewer's registered fair market value determination being $450., approval is recommended. (December 9, 1971)

Right of Way
Route 92 Freeway, Section 1

51 There is presented negotiated purchase agreement on Route 92 Freeway, Section 1, From Route 33 To Mercer Middlesex County Line;

Parcel E32	Louis Ambrogio and Josephine Ambrogio, h/w	Consideration $500.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $500. Approval is recommended. (December 9, 1971)

Right of Way
Route 130, Section 14

52 There is presented negotiated purchase agreement on Route 130(1953), Section 14, Robbinsville Allentown Road To Millstone River;

Parcel E17	The American Legion Hightstown Post 148 (a New Jersey corporation)	Consideration $350.00

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $350. It is recommended that this agreement be approved. (December 9, 1971)

Right of Way
Route 295, Section 9

53 There is presented purchase agreement on Route 295(1953), Section 9, Federal-aid Project I-295-2-(54), From Route 95 To Route U.S. 1;

Parcel 15	Jersey Central Power and Light Company	Consideration	$4,100.00

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $4,100. It is recommended that this agreement be approved. **(December 9, 1971)**

Right of Way
Route 295, Section 9

54 There is presented negotiated purchase agreement on Route 295(1953), Section 9, From Route 95 To Route U.S. 1; Federal-aid Project I-295-2-(45).

Parcel R28	Anna B. Case, widow	Consideration	$15,700.00
		Including down payment of	$3,900.00

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $15,700. It is recommended that this agreement be approved.

Authority is requested to dispose of the dwelling and shed to the road contractor by public auction or sealed bids. **(December 9, 1971)**

Right of Way
Route 15 Freeway, Section 9

55 There is presented again the matter of acquisition of property on Route 15 Freeway, Section 9, Morris-Sussex County Line To Main Street. Condemnation proceedings were previously authorized on November 8, 1970 because the owner could not be located.

Continued negotiations with the Township of Sparta have resulted in the execution of an agreement as follows:

Parcel 2	Township of Sparta (A N. J. Corp.)	Consideration $485

The parcel having been appraised and the Reviewer's registered Fair Market Value Determination being $485, approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. **(December 9, 1971)**

Right of Way
Route 15 Freeway, Section 9

56 There is presented again the matter of acquisition of property on Route 15 Freeway, Section 9, Morris-Sussex County Line to Main Street. Condemnation proceedings were previously authorized at which time the owners demanded $16,500. for Parcels 21A and 21B and refused to negotiate Parcel E21C separately.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcels 21A, 21B, &E21C	Dorothy M. Peters & Andrew J. Peters, her husband	Consideration	$5,700.

The parcels having been appraised and the Reviewer's combined registered Fair Market Value Determination is $5,700. Approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposits heretofore made into the Superior Court under Declaration of Taking. **(December 9, 1971)**

Right of Way
Route 15 Freeway, Section 9

57 There is presented again the matter of acquisition of property on Route 15 Freeway, Section 9, Morris-Sussex County Line to Main Street. Condemnation proceedings were previously authorized for Parcel 22A at which time the owners refused to negotiate pending settlement of Parcels 21A, 21B and 22B; also the owners demanded $30,850. for Parcel 22B, which was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 22A & 22B	Dorothy M. Peters & Andrew J. Peters, her husband	Consideration	$18,100.

The parcels having been appraised and the Reviewer's combined registered Fair Market Value Determination is $18,100. Approval is recommended.

It is futher recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposits heretofore made into the Superior Court under Declaration of Taking.

Authority is also requested to dispose of the dwelling, garage and shed to the road contractor by public auction or by sealed bids. **(December 9, 1971)**

Right of Way
Route 15 Freeway, Section 9

58 There is presented again the matter of acquisition of property on Route 15 Freeway, Section 9, Morris-Sussex County Line to Main Street. Condemnation proceedings were previously authorized at which time the owners' demand of $13,000. was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcels 23A, E23B	Richard W. Squires & Dorothy Squires, his wife	Consideration	$10,600.
Remnant to be acquired Parcel X23C			200.
		Total Consideration	$10,800.

The parcels have been appraised and the Reviewer's registered Fair Market Value Determination is $9,800. for Parcels 23A and E23B. The value of the remnant, Parcel X23C, is $200. The agreement would appear in the public interest and approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking.
(December 9, 1971)

Right of Way
Route 18 Freeway, Section 8

59 There is presented again the matter of acquisition of property on Route 18 Freeway, Section 8, Federal Project F-112-(25), From Route U.S. 9 To Route 79. Condemnation proceedings were previously authorized on November 18, 1968 as the owner's demand was considered excessive. A Commission Hearing was held on August 3, 1971, and as a result the Commissioners rendered an award in the sum of $60,000.

Subsequent thereto and, on the day of the Jury Trial an offer was received from the Attorney for the owner to settle the matter for the sum of $45,500. less $500. for the retention and removal of the two-story frame dwelling. Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 94 Plus Remnant (X94B)	Pierre D. Van Mater, married to be acquired	Consideration	$45,200.
			300.
		Total	$45,500.
		Less allowance to State of for the owner's retention and removal of the two-story dwelling	$ 500.
		Net Cash Consideration	$45,000.

The parcel was appraised and the reviewer's registered fair market value determination is $40,700., the damaged remnant being $300., totaling $41,000. The retention estimate is $500. The variance being substantially less than the award of $60,000. and within a reasonable range of the fair market value of $41,000. Also the owner would have been entitled to a Bonus Addition of $1,700., the agreement would appear to be in the public interest. Approval is recommended.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking.

Upon taking of possession, authority is requested to dispose of the two-car garage and one-story frame shed to the road contractor, by public auction or by sealed bid. **(December 9, 1971)**

Right of Way
Route 20 Freeway, Section 2

60 There is presented again the matter of acquisition of property on Route 20 Freeway, Section 2, Federal-aid Project U-208-(3), From Route U.S. 46 Interchange To Main Street. Condemnation proceedings were previously authorized at which time the owner's demand of $13,000 was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 245	Mary Carrieri (Widow)	Consideration	$4,000

The parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $3,500. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking.

The garage has been demolished by the contractor in the performance of his duties. **(December 9, 1971)**

Right of Way
Route 21F, Section 6

61 There is presented again the matter of acquisition of property on Route 21 Freeway, Section 6, Control Section 1603-401, Monroe Street to Route 80. Condemnation proceedings were previously authorized as the owner refused to state a demand. A commission hearing was held on September 14, 1971 and an award was rendered in the amount of $5,100.

Prior to a jury trial the trial attorney recommended settlement in the amount of $5,000 or $100 under the Commission Award which the owner's attorney suggested and the Right of Way Division concurred. Executed agreements were secured as follows:

Parcel 2R63	Ralph M. Andreotta & Emma, h/w	Consideration	$5,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $4,000. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

There has been no court deposit.

It is also recommended that condemnation proceedings previously authorized be discontinued. (December 9, 1971)

✓Right of Way
Route 29 Freeway, Section 11

62 There is presented again the matter of acquisition of property on Route 29 Freeway, Section 11, Market Street to Lalor Street. Condemnation proceedings were previously authorized on March 4, 1971, at which time the owner's demand was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 173	John Seremeta, Widower & Edward Seremeta and Joyce, h/w	Consideration $7,700. including down payment of 1,900.
	Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling	5,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $7,700. The Replacement Housing Bonus is $5,000. Edward Seremeta is an employee of the Department of Transportation and this agreement is presented to the Assistant Commissioner for his consideration. Should the agreement be approved it is recommended that the condemnation proceedings previously authorized be discontinued.

Authority is requested to dispose of the dwelling and storage shed to the road contractor, by public auction or by sealed bids.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (December 9, 1971)

✓Right of Way
Route 23, Section 2

63 There is presented again the matter of acquisition of property on Route 23, Section 2, Control Section 1604-401, Essex County line to Black Oak Ridge Road. Condemnation proceedings were previously authorized as the registered Fair Market Value determination was offered to and refused by the owner.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 14	Isaac Stein, Jack Luger & Sidney Luger, partners	Consideration $12,210.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $12,210. The agreement would appear to be in the public interest. Approval is recommended.

There has been no court deposit.

It is also recommended that condemnation proceedings previously authorized be discontinued.

Authority is requested to dispose of the well house to the road contractor by public auction or by sealed bids. (December 9, 1971)

64

Right of Way
Route 38, Section 14

There is presented again the matter of acquisition of property on Route 38 (1953), Section 14, From Route 34 To Route 35. Condemnation proceedings were previously authorized on February 3, 1971 at which time the owners accepted the State's Suggested Settlement, however, the agent was unable to complete negotiations at that time.

Continued negotiations have resulted in the execution of an agreement as follows;

Parcel 20	Beatrice F. Wolpert, Widow and Alan I. Wolpert, Individually and as Executors and Trustees of the Estate of Jerome C. Wolpert; and Beth M. Wolpert, Wife of Alan I. Wolpert.	Consideration $2,800.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $2,800. The agreement would appear to be in the public interest and approval is recommended.

It is recommended that the condemnation proceedings previously authorized be discontinued.

[illegible] **(December 9, 1971)**

65

Right of Way
Route 55 Freeway, Section 8

There is again presented the matter of acquisition of property on Route 55 Freeway, Section 8, Oak Road to Scotland Run. Condemnation proceedings were previously authorized on October 27, 1970, at which time the owner's demand was considered excessive.

The matter proceeded to a Commissioner's Hearing and an award was rendered in the sum of $4,500, which the State appealed.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 17	Carl Heinz Lampe and wife	Consideration $3,700.00

The parcel has been appraised and the Reviewer's registered fair market value determination is $2,700. The variance not being substantial, the agreement would appear in the public interest. Approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. **(December 9, 1971)**

Right of Way
Route 76, Section 1

66 [illegible] is again presented the matter of acquisition of property on Route 76, [illegible], Section 1, Federal-aid Project I-76-6-(12), Benjamin Franklin Bridge to [illegible] Avenue. Condemnation proceedings were previously authorized on October 6, [illegible], at which time the owner's demand was considered excessive.

[illegible] negotiations have resulted in the execution of an agreement as follows:

[illegible]	The Rector, Wardens and Vestrymen of St. Augustine [illegible] E. Church in Camden	Consideration $168,300. including court deposit of $147,900. previously withdrawn

[illegible] parcel has been appraised and the Reviewer's Registered Fair Market Value [illegible] is $168,300. Approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Further authority is requested to make payment in the sum of $20,400. representing [illegible] difference between the consideration provided for in the agreement and the [illegible] withdrawn from court.

The improvements have been demolished by the road contractor in performance of [illegible]. (December 9, 1971)

Right of Way
Route 78, Section 5F

67 There is presented again the matter of acquisition of property on Route 78, Section 5F, Federal-aid Project I-78-5-(5), Lyons Avenue to Schuyler Avenue. Condemnation proceedings were previously authorized as the registered Fair Market Value determination is $18,000., which was offered to and refused by the owners.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 173	Stella R. Schall, widow, Paul Schall Jr., and Martha E. Schall h/w, Marie J. Eck, widow, Jennie Schall, widow, Dorothea Schall, single & Philhomina Eberhardt, widow.	Consideration	$18,000.
	Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has rented and occupied a decent, safe and sanitary replacement dwelling.		$1,500.

The parcel has been appraised and the Reviewer's registered Fair Market Value determination is $18,000. The Replacement Housing Rental Supplement is $1,500. The agreement would appear to be in the public interest. Approval is recommended.

It is also recommended that condemnation proceedings previously authorized be discontinued.

There has been no court deposit.

It is further recommended that authority be granted to dispose of the improvements to the road contractor by public auction or by sealed bids.
(December 9, 1971)

Right of Way
Route 78, Section 5F

68 There is presented again the matter of acquisition of property on Route 78, Section 5F, Federal Aid Project I-78-5-(5), Lyons Avenue to Schuyler Avenue, Parcel RE322, Kathleen Mayo. Condemnation proceedings were previously authorized as the owner's demand of $2,000. was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel RE322	Kathleen Mayo (unmarried)	Consideration	$400.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $400. Approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued.(December 9, 1971)

Right of Way
Route 80, Section 3A

69 There is presented again the matter of acquisition of property on Route 80 (1953), Section 3A, Federal-aid Project I-80-3-(3), From Route 53 To Parsippany Road. Condemnation proceedings were previously authorized at which time the owners' demand of $3,500 was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 133	Joseph T. Reehill and Marilyn, h/w; Edwin V. Reehill and Elaine, h/w	Consideration $1,050

The parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $800. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (December 9, 1971)

Right of Way
Route 295, Section 7

70 There is presented again the matter of acquisition of property on Route 295, Section 7, Federal-aid Project I-295-2-(45), From Crosswicks Creek to Route 33. Condemnation proceedings were previously authorized on May 20, 1971 because the owner refused the State's suggested settlement offer of $39,450. plus $250. for the remnant and demanded $45,000. which was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 149	Agnes Zielinski, Widow	Consideration $41,350.
plus damaged remnant to be acquired (Parcel X149B)		250.
	Total Consideration	$41,600.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $39,450. the value of the remnant is $250. totalling $39,700. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (December 9, 1971)

Right of Way
Route 20, Section 2

71 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, from U.S. 46 Interchange to Main Street, Parcel 402.

Authority is requested to rent the subject apartment to Robert Correa and Hilda, his wife, for a rental of $75 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-2-402-1.

This rent is the amount currently being paid by the occupants. Economic rent for this unit is $90 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on November 11, 1971. This represents an increase in rent from $75 per month. However, the current rent of $75 per month is being maintained due to the deteriorated condition of the building and the neighborhood. In addition, because of the large family size, it is felt that an increase in rent would be a hardship for this family. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy. (December 9, 1971)

Right of Way
Route 20, Section 2

72 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, from U.S. 46 Interchange to Main Street, Parcel 402.

Authority is requested to rent the subject apartment to Francisco Garcia and Silvia, his wife, for a rental of $75 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-2-402-2.

This rent is the amount currently being paid by the occupants. Economic rent for this unit is $90 per month based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on November 11, 1971. This represents an increase in rent from $75 per month. However, the current rent of $75 per month is being maintained due to the deteriorated condition of the building and the neighborhood. In addition, because of the large family size, it is felt that an increase in rent would be a hardship for this family. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy. (December 9, 1971)

Right of Way
Route 20, Section 2

73 There is presented the matter of a Dwelling Lease Occupancy greement for an apartment located on Route 20, Section 2, from U.S. 46 Interchange to Main Street, Parcel 402.

Authority is requested to rent the subject apartment to Maria Nichola Ramundo for a rental of $75 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-2-402-3.

This rent is the amount currently being paid by the occupant. Economic rent for this unit is $90 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on November 11, 1971. This represents an increase in rent from $75 per month. The occupant of this apartment is an 86 year old woman living on Social Security and Welfare and a retarded adult living on welfare. In view of the foregoing and the deteriorated condition of the building and the project area, the current rent of $75 per month is being maintained. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy. (December 7, 1971)

Right of Way
Route 20, Section 2

74 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 2, from U.S. 46 Interchange, to Main Street, Parcel 402.

Authority is requested to rent the subject apartment to Felippe Rosa and Isolena, his wife, for a rental of $75 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-2-402-4.

This rent is the amount currently being paid by the occupants. Economic rent for this unit is $90 based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation SEction on November 11, 1971. This represents an increase in rent from $75 per month. However, the current rent of $75 per month is being maintained due to the deteriorated condition of the building and the neighborhood. In addition, because of the large family size, it is felt that an increase in rent would be a hardship for this family. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy. (December 7, 1971)

Right of Way
Route 29 Freeway, Section 11

75 There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 29 Freeway, Section 11, Market Street to Lalor Street, Parcel 231.

Authority is requested to rent the dwelling to Ervin Lee Hill for a rental of $108 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 29-11-231-1. The rent to be charged of $108 per month is the current rent being paid, is fair and reasonable, and is based on the attached comparable rental documentation report and analysis of November 24, 1971.

Authority is also requested to close title subject to the lease occupancy (December 9, 1971)

Right of Way
Route 33 Freeway, Section 2

76 There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 33 Freeway, Section 2, Route U. S. 9 to Route 33, Parcel R4B.

Authority is requested to rent the dwelling to Eddie Alvarado and Haidee, h/w, for a rental of $110 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 33F-2-R4B-1. The rent to be charged of $110 is the current rent being paid, appears fair and reasonable and is based on the attached comparable rental documentation report and analysis of December 3, 1971.

Authority is also requested to close title subject to the lease occupancy. (December 9, 1971)

Right of Way
Route 33 Freeway, Section 2

77 There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 33 Freeway, Section 2, Route U. S. 9 to Route 33, Parcel R4B.

Authority is requested to rent the dwelling to Pedro Alvarado and Jacquelyn, h/w, for a rental of $75 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 33F-2-R4B-2. The rent to be charged of $75 is the current rent being paid, appears fair and reasonable and is based on the attached comparable rental documentation report and analysis of December 3, 1971.

Authority is also requested to close title subject to the lease occupancy. (December 9, 1971)

Right of Way
Route 78, Section 5E

78 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5E, Project No. I-78-5-(4), from Garden State Parkway to Lyons Avenue, Parcel 166.

Authority is requested to rent the subject apartment to Samuel Mann and Joseph Mann for a rental of $100 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #78-5E-166-1.

This rent is based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on October 7, 1971. This represents a reduction in rent from $110. Consideration was given to the fact that the occupants will maintain the property and act as superintendents. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy.(December 7, 1971)

✓ **Right of Way**
Route 78, Section 5E

79 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5E, Project No. I-78-5-(4), from Garden State Parkway to Lyons Avenue, Parcel 166.

Authority is requested to rent the subject apartment to Sarah Davis for a rental of $125 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #78-5E-166-2.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupant. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on November 1, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy.(December 7, 1971)

✓ **Right of Way**
Route 295, Section 7

80 There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 295, Section 7, Crosswicks Creek to Route 33, Parcel 171, Project No. I-295-2-(45)

Authority is requested to rent the dwelling to Joseph Worob for a rental of $210 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No.295-7-171-1. This unit is owner occupied and has not been previously rented. The $210 per month rental appears fair and reasonable and is based on the attached comparable rental documentation report and analysis of November 24, 1971.

Authority is also requested to close title subject to the lease occupancy. (December 9, 1971)

✓ **Right of Way**
Route 3, Section 4

81 There is presented the matter of condemnation of property on Route 3, Section 4, Federal-aid Project U-116-(11), From Pleasant Avenue to Eighth Street. By summons and complaint dated August 10, 1971, one Campbell C. Groel, Jr. instituted an action to compel the State to condemn lands to which he claimed ownership and upon which the State had already entered. As a result of this complaint the State's engineers were asked to prepare Property Parcel Plans so that the Legal Division would be knowledgeable concerning this property when they appeared in Court to defend the action. The engineers in preparing new Right of Way plans determined that the lands involved were tidal lands and designated the taking as Parcel T100A3.

This is an area previously indicated as owned by the Department of Environmental Protection (formerly known as Department of Conservation and Economic Development) and for which reason the Legal Division had previously ruled that the State did not have to condemn such properties since tidal lands are owned by the State. In view of the said action to compel the State to condemn lands designated as Parcel T100A3, our Legal Division has advised that it is in the public interest for condemnation proceedings to be instituted immediately against the Department of Environmental Protection and the claimant to title.

It is, therefore, requested that authority be granted to place a condemnation complaint on file immediately subject to any public utilities existing in the premises with the understanding that after appraisals have been received and the Fair Market Value registered, negotiations in their regular manner will be conducted in an effort to reach an amicable settlement.

If no settlement can be reached, then authority is requested to deposit with the Clerk of the Superior Court an amount equal to the registered Fair Market Value. **(December 9, 1971)**

✓**Right of Way**
Route 20 F, Section 2

82 There is presented the matter of an Owners Housing Payment on Route 20F, Section 2, from U.S. 46 Interchange to Main Street, Parcel [illegible], Former Owner: Anna Udowychenko.

On April 16, 1971, the Assistant Commissioner, Highways, approved an agreement with the owner of the above captioned parcel. At that time, it was anticipated that the owner would option to receive a rental supplement alternate. However, she has purchased and occupied replacement housing and is now applying for an owners replacement housing bonus payment.

An owners bonus payment review form was completed by the District office providing for a housing bonus in the amount of [illegible],000. This housing bonus was registered in our Headquarters Office on [illegible]mber 6, 1969. Fair Market Value was subsequently increased to 1[illegible],000 based on an updated report. An agreement was consummated in the amount of $1[illegible],400. The replacement housing bonus is calculated as follows:

Average Probable Selling Price of Replacement Housing	1[illegible],1[illegible]
Settlement Price	[illegible]
[illegible]	[illegible]

The State's representative made an inspection of the replacement housing on October 19, 1971 and certified that the replacement housing is decent, safe and sanitary.

Authority is requested to pay the Replacement Housing Bonus in the amount of [illegible]3,700. **(December 9, 1971)**

✓

Right of Way
Route 70, Section 3

83 There is presented the matter of demolition of a one-story cinderblock and frame structure located on Route 70, Section 3, from Route 73 to Medford, Parcel 14. This demolition is required since the structure lies partly within the right of way and partly on lands remaining to the owner, and since the State agreed to clear the owner's remaining lands as promptly after acquisition as possible. Further, the continued deterioration of the improvement presents a health and safety hazard to surrounding residents in the area. We are in receipt of the following estimates for the required demolition.

Robert T. Winzinger, Inc.	$1,950.00
A & P Construction Company, Inc. ...	$3,650.00
Dolan Demolition Contractors	$3,900.00

It is recommended that the bid proposal submitted by R. T. Winzinger, Inc. in the sum of $1,950 be approved by the Commissioner of the Department of Transportation and that the low bidder be authorized to begin demolition immediately. (December 9, 1971)

Right of Way
Route 78, Section 5D

84 There is presented the matter of an owners housing payment on Route 78, Section 5D, Project #I-78-5-(5), from Springfield Avenue to Garden State Parkway, Parcel 351, Former Owner: Abe [illegible].

An agreement was approved by the Assistant Commissioner, Highways, on February 11, 1969 and subsequently by reason of the owner's entitlement to additional benefits, a Replacement Housing Additive was established in the amount of $[illegible].

The owner complied with the State's regulations in that he purchased and occupied decent, safe and sanitary housing and submitted the required application for supplementary payment. The State's representative inspected the housing on September [illegible], 1971 and certified that the replacement housing is decent, safe and sanitary.

Authority is requested to pay the Replacement Housing Bonus in the amount of $5,000. (December 9, 1971)

Right of Way
Route 78, Section 5E

85 There is presented again the matter of acquisition of property on Route 78, Section 5E, Federal Aid Project I-78-5-(4), from Garden State Parkway to [illegible] Avenue, Parcels 167, X167B, 168, and X168B, Sylvia Ginsberg and Milton, h/w. Condemnation proceedings were authorized on March 12, 1971 at which time the owners demanded $[illegible], which was considered excessive. A complaint was filed on June 18, 1971.

Subsequently, the appraisals have been updated to the date of complaint which has resulted in the Fair Market Value being re-registered in the sum of $[illegible], which was offered to and refused by the owners who now demand $55,000.

Authority is therefore requested to deposit an additional $3,000. [illegible] Superior Court which when combined with the $47,000. previously authorized for deposit, will make a total authorization of $50,000.

There has been no court deposit to date as possession has not been required. (December 7, 1971)

Right of Way
Route 92 Freeway, Section 1

86 There are presented report and appraisal with [illegible] and Description on Route 92 Freeway, Section 1, From Route 33 to Mercer-Middlesex County Line, Parcel [illegible], New Jersey Turnpike Authority, a Body Corporate and Politic of New Jersey.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel, subject to any public utilities existing in the premises. The State's [illegible] Fair Market Value Determination of $3,500 was offered to and [illegible] by the owner who is unable to complete negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $3,500. (December 9, 1971)

87

Right of Way
Route 92 Freeway, Section 1

There are presented report and appraisal with map and description on Route 92 Freeway, Section 1, From Route 33 to Mercer Middlesex County Line, Parcel 26, Calvin L. Chamberlain and Florence W. Chamberlain, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's Registered Fair Market Value Determination of $55,300 was offered to and refused by the owners whose demand of $100,000 is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $55,300.

Upon taking of possession, authority is requested to dispose of the one story masonry building to the road contractor, by public auction or by sealed bids. (December 9, 1971)

88

Right of Way
Route 95, Section 3

There are presented report and appraisal with map and description on Route 95,(1953), Section 3, Federal-aid Project IP-95-5-(10), Scotch Road to Elm Ridge Road, Parcel 14C2, Mrs. Lillian Sparano (divorced).

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. Owner refused State's suggested settlement in the Fair Market Value amount of $4,950 and demanded $25,000 which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $4,950. (December 7, 1971)

89

Right of Way
Route 295, Section 7

There are presented report and appraisal with map and description on Route 295(1953), Section 7, Federal-aid Project I-295-2-(45), Crosswicks Creek To Route 33, Parcel UE99Y-2, County of Mercer.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel, subject to any public utilities existing in the premises. Owner's agent refused the State's registered Fair Market Value of $500 because title is unmarketable.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $500.

Parcel UE99Y-2 being required to relocate the utility facilities of the Public Service Electric and Gas Co., Authority is requested to convey said parcel to this Company at such time as a utility change order providing for this conveyance has been secured by the Engineer of Utilities.
(December 3, 1971)

Right of Way
Route 295, Section 7

90

There are presented report and appraisal with map and description on Route 295, Section 7, Federal-aid Project I-295-2-(45), Crosswicks Creek to Route 33, Parcel [illegible], Edward [illegible]. Plavchak, Sr. and [illegible] P. Plavchak, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this property in fee simple, subject to any public utilities existing in the premises. State's Fair Market Value offer of $[illegible]. was not accepted by owners' attorney who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $[illegible].
(December 9, 1971)

Right of Way
Route 295, Section 8

91

There are presented report and appraisal with map and description on Route 295 (1953), Section 8, Federal-aid Project I-295-2-(55), from Route 33 to Route U.S. 1, Parcels 2A45A and 465 plus remnant, Meyer Rebeck & Marion Rebeck, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels and the remnant in fee simple, subject to the easement of the Public Service Electric and Gas Company and any other public utilities existing in the premises. The State's registered Fair Market Value determination of $7,300. for Parcels 2A45A and 465 and $300. for the remnant totalling $7,600. was offered to and refused by the owner who demanded $[illegible]7,600., which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the [illegible] Court $7,600. (December 7, 1971)

Right of Way
Route 295, Section 8

92

[illegible] Route 295 (1953), Section 8, Federal-aid Project I-295-2-(55), from Route 33 to Route U.S. 1, [illegible] Realty Company, a Partnership. [illegible] for the acquisition of Parcel [illegible] 2[illegible], [illegible] owner's demand was considered excessive.

[illegible], the [illegible] revised the parcel. The parcel [illegible] is [illegible].

It is recommended that authority be granted to institute condemnation proceedings [illegible] simple, subject to the easement of [illegible] Telephone and Telegraph Company and any other public utilities existing [illegible]; and subject to the access rights held by the [illegible]. The State's Fair Market Value offer of $[illegible]. [illegible] owner who demanded [illegible] $1,157,000., which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings [illegible] Transportation, authority is [illegible] with the [illegible].

[illegible] 1971. (December 9, 1971)

Right of Way
Route 295, Section 9

93

There are presented report and appraisal with map and description on Route 295(1953), Section 9, Federal-aid Project I-295-2-(54), From Route 95 To Route U. S. 1, Parcels R6A, 6B, and 6D, Louis, Albert D. & Caroline Elias, all single; Mary A. Elias, widow (Life Estate); and Lawrence Hall Associates (Limited Partnership)-(Contract Holders).

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple subject, however, to the easement of the American Telephone and Telegraph Company and all other public utility easements recorded, affecting the herein described premises. State's Fair Market Value offer of $154,500 made to owners' agents who cannot conclude negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $154,500.
(December 9, 1971)

Right of Way -
Route 295, Section 9

94

There are presented report and appraisal with map and description on Route 295 (1953), Section 9, Federal Aid Project I-295-2-(54), From Route 95 to Route U.S. 1, Parcel R17A, Morris Hall, Lawrenceville, New Jersey, a New Jersey Corporation.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to the easement of the Jersey Central Power and Light Company and any other public utilities existing in the premises. The State's registered Fair Market Value of $31,200. was made to owner's agent, who cannot conclude negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $31,200. (December 9, 1971)

Right of Way
Route 295, Section 9

95

There are presented report and appraisal with map and description on Route 295(1953), Section 9, Federal-aid Project I-295-2-(54), From Route 95 To Route U. S. 1, Parcel 17B, Morris Hall, Lawrenceville, N. J., a New Jersey corporation.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple subject, however, to the easement of the Jersey Central Power and Light Company and all other public utility easements recorded or unrecorded, affecting the herein described premises. State's Fair Market Value offer of $200 made to owner's agent who cannot conclude negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $200. (December 9, 1971)

Right of Way
Route 295, Section 9

96 There are presented report and appraisal with map and description on Route 295 (1953), Section 9, Federal-aid Project I-295-2-(54), From Route 95 to Route U.S. 1, Parcels R17C & 17F, Morris Hall, Lawrenceville, New Jersey, A N.J. Corp.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels in fee simple, subject to any public utilities existing in the premises. State's Fair Market Value offer of $37,500 made to owner's agent who cannot conclude negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the court $37,500. **(December 9, 1971)**

Right of Way
Route 295, Section 9

97 There are presented report and appraisal with map and description on Route 295(1953), Section 9, Federal-aid Project I-295-2-(54), From Route 95 To Route U. S. 1, Parcels R17D and 17E, Morris Hall, Lawrenceville, N. J., a New Jersey corporation.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple subject, however, to the easement of the Jersey Central Power and Light Company and all other public utility easements recorded or unrecorded, affecting the herein described premises. State's Fair Market Value offer of $40,250 made to owner's agent who cannot conclude negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $40,250. **(December 9, 1971)**

Sale of Land
Route 80, Section 4E

98 There is presented the matter of a public sale held on November 30, 1971, for the land and improvement located on Route 80, Section 4E, Project: I-80-4-(10) from Two Bridges Road to Glover Avenue.

PARCEL	NAME OF BIDDER	AMOUNT OF BID	AMOUNT OF DEPOSIT
X170B	Dominic Stamato	$3,650.00	$900.00

It is recommended that the bid, in the amount of $3,650.00 be approved and that upon approval of said bid, a Deed, without warranty, be executed for the conveyance of this property. **(December 9, 1971)**

Appraisal Orders

99 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
12/1/71	1971-A-483	James F. Gunning	Middlesex	1	$300
"	484	Joseph H. Martin	Monmouth	1	225
"	485	Joseph J. Blake & Assoc.	"	5	3,200
"	486	Calvin M. Schwartz	Middlesex	1	1,[illegible]

Approval is recommended. **(December 7, 1971)**

Appraisal Order

1090 There is presented the following Appraisal Order:

Date	Order No.	Appraiser	County	No. of parcels	Fee
12/3/71	1971-A-489	Dr. Charles Leck	Morris	2	$150 per day

Approval is recommended.

Wildlife Preserves, Inc., owners of the above parcels, are claiming unique damages by reason of the taking and the construction of I80 and I280. Because of this the State has employed unusual environmental specialists to counter the owner's testimony which claims substantial damage to the remainder.

The trial attorney presenting the State's case which is before the court at time time has requested an emergency authorizatinn (via attached letter of December 2) to employ the above specialist, a highly respected zoologist specializing in ornithology, at $150 per day, for preparation of report, special exhibits, conferences and court appearances. (December 7, 1971)

Legal Items

Right of Way
Route 37F, Section 1

1091 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 37 Freeway, Section 1, Parcel R30, owned by Clifford C. Van Arsdale, et als.

At the hearing, held on November 22, 1971, the property owner offered testimony in the amount of $17,919.00. The State presented testimony in the amount of $9,000.00. Complaint was filed on September 16, 1968. A deposit was made into Court on September 16, 1968 in the amount of $8,000.00 and an additional deposit was made into Court on May 10, 1971 in the amount of $1,000.00 making a total deposit of $9,000.00. Fair Market Value was registered in the amount of $9,000.00. Commissioners returned an award in the amount of $13,800.00.

The State was represented by William E. Mountford, Jr. for John F. Cannon.

Since the Commissioners' award in the amount of $13,800.00 exceeds the State's Fair Market Value by $4,800.00, it is recommended that the appeal taken be approved. (December 7, 1971)

Right of Way
Route 70, Section 15

[illegible] There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $37,250.00 in the condemnation of property on Route 70, Section 15, Parcel L2B, owned by C.P.B. Realty Co., et als.

At the trial, held on June 29, 30, July 1, and 2, 1971, the property owner offered testimony in the amount of $49,500.00. The State presented testimony in the amount of $11,400.00. Complaint was filed on August 1, 1969 and no deposit was made into Court. Fair Market Value was registered in the amount of $11,400.00. The Jury returned a verdict in the amount of $18,000.00.

The State was represented by Fee Attorney Harold Lasser.

It is, therefore, recommended that payment be made on the judgment in the amount of $18,000.00 together with interest as stipulated in the judgment. (December 7, 1971)

Right of Way
Route 71, Section 3

103 There is presented here the matter of the appeal by the property owner from an award of Commissioners in the amount of $2,500.00 in the condemnation of property on Route 71, Section 3, Parcel 27, owned by Irving B. Kirsen, et al.

At the trial held on October 18 and 19, 1971 and prior to the taking of testimony, conferences were held between counsel and a proposed settlement of $[illegible],000.00 was suggested. After consultation with the Legal Division, it was agreed that a settlement in the amount of $3,000.00, inclusive of all interest and costs, would be most favorable to the State. Accordingly, this matter was settled with the property owner in the amount of $3,000.00 including all interest and costs. Complaint was filed on June 16, 1969 and a deposit was made into Court on [illegible] 7, 1969 in the amount of $1,600.00. Fair Market Value [illegible] in the amount of $1,600.00.

The State was represented by Fee Attorney Harold Lasser.

It is, therefore, recommended that the judgment in the amount of $3,000.00 be approved and that payment in the sum of $1,400.00, being the amount over and above the deposit paid into Court, be paid [illegible] with lawful interest, if any, as computed by the Bureau of Title. (December 7, 1971)

Right of Way
Route [illegible], Section [illegible]

104 There is presented here the matter of the appeal by the State [illegible] Commissioners in the amount of $[illegible],750.00 in the condemnation of property on Route 80, Section 2J, Parcel [illegible], [illegible] al.

At the trial held on May 24, 25, 26 and 27, 1971 the [illegible] in the amount of $[illegible],000.00. The [illegible] in the amount of $[illegible]. The [illegible] a deposit [illegible] made into Court [illegible] $12,200.00 and an additional [illegible] in the amount of $12,200.00 [illegible] Fair Market [illegible] The Jury returned [illegible]

The State was represented by Fee Attorney Lewis L. Krje[illegible]

It is, therefore, recommended that the judgment in the amount [illegible] and that payment in the amount of $11,[illegible] [illegible] the deposit into Court, be paid [illegible] as computed by the Bureau of [illegible] [illegible]

Right of Way
Route 278, Section 1

105 There is presented here the matter of the appeal by the property owner from an award of Commissioners in the amount of $3,700.00 in the condemnation of property on Route 278, Section 1, Parcel R581, owned by Board of Education of Elizabeth, et al.

At the trial held on April 22, 23, 24, May 3, 4, and June 24, 1971, the property owner offered cost to cure testimony in the amount of [illegible]. Additionally, the property owner set forth a cost of replacement for the entire building of $1,250,000.00 and there was also testimony which related to the increased cost of busing students to attend the subject school. The State stipulated that the value of the land taken was $3,700.00 which was the value awarded by the Commissioners. Complaint was filed on May 24, 1965 and a deposit was made into Court on July 12, 1966 in the amount of $3,100.00. Fair Market Value was registered in the amount of $3,100.00. The Judge returned a verdict in the amount of $164,119.96.

The State was represented by Peter L. Hughes, III.

It is, therefore, recommended that the judgment in the amount of $164,119.96, together with costs and interest, be appealed to the Appellate Division.

The State has filed a Notice of Appeal and the matter is pending in the Appellate Division.
(December 7, 1971)

Right of Way
Route 287, Section 10

106 There is presented here the matter of the appeal by the property owner from an award of Commissioners in the amount of $8,[illegible] in the condemnation of property on Route 287, Section 10, Parcel 22[illegible], owned by [illegible] S. Croy, et als.

At the trial, held on November 1, 3, and 4, 1971, the property owner offered testimony in the amount of $22,700.00. The State offered testimony in the amount of $7,100.00. Complaint was filed on [illegible] 25, 1969 and a deposit was made into Court on June 3, [illegible] in the amount of [illegible]. Fair Market Value was registered in the amount of $7,[illegible].00. The jury returned a verdict in the amount of [illegible].

The State was represented by Fee Attorney Max Spinrad.

It is, therefore, recommended that payment be made on the judgment in the amount of [illegible].00, together with interest as stipulated, [illegible] paid into Court in the amount of [illegible].

I hereby certify that the Approvals set forth in this Schedule were approved as indicated and recommend that such actions be ratified and confirmed.

Jean G. Schwartz
Jean G. Schwartz
Acting Secretary, Department of Transportation

Respectfully submitted,

Jean G. Schwartz
Jean G. Schwartz
Acting Secretary

The Approvals as indicated in this Schedule are hereby ratified and confirmed.

John C. Kohl
Commissioner of Transportation

NO. 46 - 1971

STATE OF NEW JERSEY
DEPARTMENT OF TRANSPORTATION
TRENTON

SCHEDULE OF APPROVALS - DECEMBER 17, 1971

Administration Items

Escrow Agreement
Mohawk Constructors, Inc.

1 Approval is recommended of the attached Escrow Agreement completed by Mohawk Constructors, Inc. and the First National State Bank of New Jersey to secure release of retainage held under various contracts with Mohawk Constructors, Inc. upon deposit with the bank of approved securities. (December 17, 1971)

Claims - Settlement

2 The Department of Transportation is carrying a claim against Marran Bandler in the amount of $165.79 arising out of an accident occurring on January 25, 1969 on US Route 22, Watchung Boro, Somerset County. As the result of said accident, traffic signal equipment was damaged and had to be repaired at a cost of $165.79.

Upon receipt of the department's bill, the debtor through his attorney, denied liability for the accident indicating that his vehicle was being operated in a manner and place contrary to his instructions and without his permission. However, Mr. Bandler made an offer of $50.00 in full settlement of the department's claim which offer was rejected by the Claims Bureau. Subsequent negotiations have now resulted in an offer of $100.00 in full settlement of this claim.

Giving due consideration to the fact that the parties involved are out-of-state residents and the cost to the department to produce necessary witnesses to prove our case in the event of suit would undoubtedly exceed the sum of $65.79, it is our recommendation that the offer of $100.00 receive favorable consideration and be approved in accordance with Mr. Levine's memorandum attached, hereto, and the approval of Deputy Attorney General Alfred L. Nardelli. (December 13, 1971)

Construction Items

Route 17(1953), Section 5K

3 Approval is recommended in making Award of Contract to Frapaul Construction Co., Inc. at their bid, the lowest of six bids received on November 18, 1971 in the amount of $178,881.42 for Route 17 (1953), Section 5K, Pedestrian Bridge at Linwood Avenue in the Borough of Paramus, Bergen County. Federal Project No. T-4001(35) (December 13, 1971)

Route 48(1953), Section 1A

4 Approval is recommended in making Award of Contract to Mason-Connor, Inc. at their bid, the lowest of five bids received on December 2, 1971 in the amount of $387,927.12 for Route 48 (1953), Section 1A, From West of Oak Lane Road to New Jersey Turnpike, Realignment and Bridge, in the Township of Upper Penns Neck, Salem County. (December 10, 1971)

Route 63(1953), Section 1B

5. Frapaul Construction Co., Inc., finally completed all work under their contract for Route 63(1953), Section 1B on September 24, 1971.

The project has been inspected and found satisfactory for final acceptance.

It is recommended that the project be finally accepted and semi-final payment be authorized deducting 1% of the value of the completed work pending receipt of the bituminous concrete core report, the compiled analysis and the as-built quantities. **(December 10, 1971)**

Route 78, Section 5AM

6. Carmen Ottilio, T/A V. Ottilio and Sons, Paterson, New Jersey, finally completed all work under their contract for Route 78, Section 5AM on April 30, 1971.

By Commission Action, dated November 8, 1971, the project was finally accepted and final payment authorized.

Due to an error, the Commission Action states that all work was completed on April 30, 1970. It should read April 30, 1971.

It is, therefore, recommended that the project be authorized for final payment in accordance with the as-built quantities, deducting the sum of $1,410 for liquidated damages. **(December 17, 1971)**

Route 280, Section 7D

7. Schiavone Construction Co., Inc., Secaucus, New Jersey, finally completed all road work under their contract for Route 280, Section 7D on August 18, 1970.

The road portion of the project has been inspected and found satisfactory for final acceptance.

It is, therefore, recommended that the road portion of the project be finally accepted and semi-final payment be authorized deducting 1% of the value of the completed work, pending receipt of the road as-built quantities, correction of deficiencies, and disposition of outstanding change orders.

Liquidated damages assessed by Commission Action dated July 29, 1971, still hold. **(December 10, 1971)**

Mt. View, Lincoln Park and Towaco Stations

8. Robert Berry Company, Riverdale, New Jersey, completed all work under their contract for Improvements to Mt. View, Lincoln Park and Towaco Stations, on September 20, 1971

The project has been inspected and found satisfactory for final acceptance.

It is recommended that the project be finally accepted and final payment authorized in accordance with the As-Built Quantities. **(December 10, 1971)**

Design Items

Drainage Easement
United Funding Corporation and
State of New Jersey

9 It is recommended that the attached drainage easement between the United Funding Corporation and the State of New Jersey (New Jersey Route 94, McAfee, Vernon Township, Lot 2, Block 232) be approved and executed by the Commissioner of Transportation for the State of New Jersey.

This agreement provides for the abandonment of an existing drainage easement, inherited by the State in the "take-over" of what is now designated as Route New Jersey 94, and its replacement with a new easement which properly reflects existing conditions. **(December 17, 1971)**

Route 29 Freeway, Section 10A &
Route 195, Section 10A

10 Approval is recommended of the plans and specifications for submission to the Federal Highway Administration Division Office and authority to advertise after approval has been received from the Division Office for grading, paving and bridges on Route 29 Freeway, Section 10A and Route 195, Section 10A, from west of Watsons Creek to Route U.S. 206, in the Townships of Hamilton and Bordentown, Mercer and Burlington Counties. **Construction Program Year: 1970-1971**
Item Numbers: 34 and 4 **(December 13, 1971)**

Route 195, Sections 1A & 1E

11 Approval is recommended of the plans and specifications for submission to the Federal Highway Administration Division Office and authority to advertise after approval has been received from the Division Office for grading, paving and bridge structures on Route 195, Sections 1A & 1E, from vicinity of Route U.S. 206 to South Broad Street, in the Township of Hamilton, Mercer County, Federal Project No. N.J. I-195-8(14)61. **(December 13, 1971)**

Jurisdictional Agreement
Route 90, Sections 2C and 3A
County of Burlington

12 Approval and execution is recommended of the attached Agreement dated December 1, 1971, between the County of Burlington and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 90, Sections 2C & 3A, more particularly the State plans to build turning facilities at Route 41 - Kings Highway (County Route 611) and at Route 38. **(December 13, 1971)**

Request for Project Initiation
Rt. 31 and Van Syckles Road
Township of Union - County of Hunterdon

13 Authority is hereby requested to initiate a formal agreement with the Department of Environmental Protection for the construction of a signalized jughandle at the intersection of Route 31 and Van Syckles Road in the Township of Union, County of Hunterdon.

The agreement shall include the following provisions:

1. The design will be prepared by Edwards and Kelcey, Inc., already under contract with the Department of Environmental Protection.
2. The Department of Environmental Protection will pay the actual design and construction cost.
3. The Department of Transportation will be responsible for the cost of the traffic signal installation.

4. The Department of Transportation will review the plans and specifications, advertise and award the contract and provide construction supervision.

5. The necessary right of way will be acquired by the Department of Environmental Protection.

6. The Department of Transportation will have complete jurisdiction of the jughandle.

Attached is a copy of a memorandum dated November 5, 1971 from Col. J. J. McCabe of the Department of Environmental Protection outlining the provisions of the proposed agreement. (December 13, 1971)

General Property Parcel Map
Palisades Interstate Parkway, Section 1F
County of Bergen

14 Approval is recommended of the General Property Parcel Map ([illegible]) of Palisades Interstate Parkway, Section 1F, from Station [illegible] 22 [illegible] in order that necessary duplicate [illegible] prepared [illegible] in the County [illegible]
(December 13, 1971)

General Property Parcel Map
Palisades Interstate Parkway, Section 1H
County of Bergen

15 Approval is recommended of the General Property Parcel Map ([illegible] sheets) of Palisades Interstate Parkway, Section 1H, from Station [illegible] to Station 512 [illegible], in order that necessary duplicate tracings [illegible] may be prepared for filing in the County [illegible]
(December 13, 1971)

General Property Parcel Map
Palisades Interstate Parkway, Section 1J
Route 445 Palisades Interstate Parkway (1953)
County of Bergen

16 Approval is recommended of the General Property Parcel Map ([illegible] sheets) of Palisades Interstate Parkway Section 1J, Route 445 Palisades Interstate Parkway (1953), From Station 515+0 To New York State Line, in order that necessary duplicate tracings and linen prints may be prepared for filing in the County of Bergen. (December 13, 1971)

General Property Parcel Map
Palisades Interstate Parkway, Section 2G
County of Bergen

17 Approval is recommended of the General Property Parcel Map ([illegible] sheets) of Palisades Interstate Parkway, Section 2G, Fort Lee [illegible] Plaza to Bayview Avenue, in order that necessary duplicate tracings [illegible] prepared for filing in the County of Bergen.
(December 13, 1971)

General Property Parcel Map
Palisades Interstate Parkway, Section 2H
County of Bergen

18 Approval is recommended of the General Property Parcel Map (5 sheets) of Palisades Interstate Parkway, Section 2H, Bayview Avenue to Palisades Avenue, in order that necessary duplicate tracings and linen prints may be prepared for filing in the County of Bergen.
(December 13, 1971)

Maintenance Items

Painted Traffic Lines
Contract #2 (North) 1971

19 Painting contractor Lombardi Striping Corp. has completed all work for Painted Traffic Lines, Contract #2 (North) 1971 on existing State Highways in Bergen, Essex, Hudson, and Passaic Counties, in a satisfactory manner.

First Painting: Date of completion was May 14, 1971. The number of days needed to complete this work was 24; the time allowed under contract was 27.

Second Painting: Date of completion was October 31, 1971. The number of days needed to complete this work was 13; the time allowed under contract was 14.

It is herewith recommended that the work be accepted and that final payment be made to the contractor upon completion of the usual formalities. (December 10, 1971)

Planning Items

Agreements - Engineering Studies
4 tax supported bridges
Delaware River Joint Toll Bridge Commission

20

Approval is recommended of the attached agreements (2) which provide for the funding of professional engineering studies involving the long-range replacement of four tax-supported bridges that are under the jurisdiction of the Delaware River Joint Toll Bridge Commission.

By these arrangements, the consultant contract will be administered by the Commission and the two States will share the cost of the work equally. Total cost of contract is $65,000 -- New Jersey's share is $32,500. The engineering firm involved is Michael Baker, Jr., Inc. (December 14, 1971)

Research Items

21

I-287 and I-95 Diagrammatic
Signing, including Breakaway
Sign Structure Feature

Request approval and signature on "Key Sheet" for project to install Diagrammatic Signing on I-287 and I-95 from New Jersey Turnpike Interchange to I-78 Interchange.

Detailed plans and specifications for this project involving federal construction funds have been submitted to the Federal Highway Administration for approval. Approval is being held up pending submittal of approved and signed "Key Sheet". (December 14, 1971)

Traffic Engineering Items

No Parking or Standing Zones - Route U.S.30 Audubon Borough

22

In accordance with the provisions of s. 78, c. 23, L. 1951 (c. 39:4-138.1) it is recommended that the attached regulation be adopted establishing legal "no parking or standing" zones along:

Route U.S. 30
Audubon Borough
Camden County

It is further recommended that the following regulation be rescinded:

Regulation	Adopted
[illegible]	5-19-66

(December 10, 1971)

No Stopping or Standing Zones - Route 31 Washington Borough

23

In accordance with the provisions of s. 78, c. 23, L. 1951 (c. 39:4-138.1) it is recommended that the attached regulation be adopted establishing legal "no stopping or standing" zones along:

Route 31
Washington Borough
Warren County

It is further recommended that the following regulation be rescinded:

Regulation	Adopted
[illegible]-61-1	[illegible]-61

(December 14, 1971)

No Stopping or Standing Zones -Rt.31-57 Connection Washington Borough

24

In accordance with the provisions of s. 78, c. 23, L. 1951 (c. 39:4-138.1) it is recommended that the attached regulation be adopted establishing legal "no stopping or standing" zones along:

Route 31-57 Connection
Washington Borough
Warren County

It is further recommended that the following regulation be rescinded:

Regulation	Adopted
[illegible]	[illegible]-29-57

(December 14, 1971)

No Stopping or Standing Zones - Route 57
Washington Borough

25

In accordance with the provisions of s. 76, c. 23, L. 1951 (c. 39:4-138.1) it is recommended that the attached regulation be adopted establishing [illegible] "no stopping or standing" zones along:

Route 57
Washington Borough
Warren County

It is further recommended that the following regulation be rescinded:

Regulation	Adopted
[illegible]-61-1[illegible]	[illegible]-29-61

(December 14, 1971)

No Stopping or Standing Zones - Route 57
Washington Borough

26

In accordance with the provisions of s. 76, c. 23, L. 1951 (c. 39:4-138.1) [illegible] "no stopping or standing" zones along:

Route 57
Washington Borough
Warren County

[illegible] the following regulation [illegible]:

Regulation	Adopted
[illegible]	[illegible]

(December 14, 1971)

No Stopping or Standing Zones - Route 63
North Bergen Township - Hudson County
Fairview Borough - Bergen County

27

In accordance with the provisions of s. 76, c. 23, L. 1951 (c. 39:4-138.1) [illegible] "no stopping or standing" zones along:

Route 63 in
North Bergen Township, Hudson County and
Fairview Borough, Bergen County

(December 14, 1971)

Highway Lighting - Metered - Route 80
City of Paterson

28

Approval is recommended for the Electrical Bureau to negotiate with Public Service Electric and Gas Company for the installation of an electric service at Route 80 and Ramp "H" in the City of Paterson, Passaic County. The annual energy costs will be approximately $200. (December 14, 1971)

Flashers - Barricade - Route 147
Middle Township

29 Approval is recommended for the Electrical Bureau to install three (3) 8" yellow flashers on a barricade located on Route 147 and Maryland Avenue in Middle Township, Cape May County. Estimated installation cost is $1,040; maintenance cost $50; and a yearly electric current cost of approximately $35. (December 10, 1971)

Flashers - Barricade - Route 147
Middle Township

30 Approval is recommended for the Electrical Bureau to install eight (8) 8" yellow flashers on a barricade located on Route 147 and Ocean Drive in Middle Township, Cape May County. Estimated installation cost is $1,19[illegible]; maintenance cost $50; and a yearly electric current cost of approximately $100. (December 10, 1971)

Proposed Detour _ Harrison Street
Princeton Twp.,W.Windsor Twp.,
Princeton Boro - Mercer County

31 [illegible] Route 27. Local [illegible] ions.

[illegible] detoured as follows:

[illegible] Princeton area from Route [illegible] Harrison Street [illegible] Washington Street to Route 27 [illegible] Harrison Street.

[illegible] direction.

[illegible] a two week [illegible].

[illegible]

[illegible]. (December 13, 1971)

Local Government Aid Items

Newman Springs Road, SU272(1)
Monmouth County

32 Approval is recommended of the Plans and Supplemental Specifications for the reconstruction of Newman Springs Road Bridge and Approaches over Swimming River in the Boroughs of New Shrewsbury, Red Bank, and Middletown Township in Monmouth County. Total estimated cost is $1,440,270.00 to be financed with 50% from Monmouth County and 50% from federal funds.

Approval is further recommended of authority to advertise this project for bids.

See [illegible]-200-810 (December 10, 1971)

Old Stanhope Road, S262(1)
Sussex County

33 There is on file in the Bureau of Local Federal Aid Programs a copy of a resolution adopted by the Sussex County Board of Chosen Freeholders recommending the acceptance of Old Stanhope Road, Sussex County, Federal Aid Secondary Project S262(1) as completed on October 8, 1970.

It is recommended, therefore, that the work under contract to Tri-County Asphalt Corp. for the construction of this project be accepted as complete and that final payment to the contractor be authorized after other incidental formalities have been observed. (December 17, 1971)

T4003(2), Atlantic County less
Atlantic City

34 Approval is recommended of amending the last sentence of the paragraph in Schedule of Approvals Item 24, dated November 18, 1971 (No. 42-1971) to read: Total estimated cost of this project including contingencies is $194,000.00 to be financed 12½% from Atlantic County; 37½% from the N.J. Dept. of Transportation; and 50% from federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968. (December 14, 1971)

TOPICS PROGRAM - T-4001(47)
City of Hoboken, Hudson County

35 It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project involves the development of a comprehensive traffic engineering study for the City of Hoboken, Hudson County, TOPICS Project No. T-4001(47). Total estimated cost is $53,000.00 to be financed 12½% from the City of Hoboken, 37½% from the N. J. Department of Transportation, and 50% from federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968. (December 14, 1971)

TOPICS PROGRAM - T-4001(44)
Sayreville Borough - Middlesex County

36 It is recommended that the attached Federal-aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project involves the improvement of a complex intersection in Sayreville Borough, Middlesex County, TOPICS Project No. T-4001(44). Total estimated cost is $231,000.00 to be financed 50% from the New Jersey Department of Transportation, and 50% from federal funds as provided in Section 10 of the Federal Highway Act of 1968.

[illegible]-160 510 (December 17, 1971)

Approved Subcontracts
Federal Aid Secondary

37 There are on file in the Bureau of Local Federal Aid Programs requests [illegible] Form DC13(a), for subcontracting of work on three Federal Aid Secondary Projects. [illegible] requests have been screened and accepted by the Bureau [illegible] [illegible] is recommended of Sublet Requests as listed below:

Project	Subcontractor	Percent of Contract Amt.
[illegible] River Bridge, S189([illegible]) Cumberland County	Wm. L. Gifford & Son, Inc.	[illegible]
[illegible] Ave., S0271(1) [illegible] County	M. Tomasella & Co., Inc.	0.9
	Daidone Electric, Inc.	[illegible]
	Railroad Construction Co.	Specialty Item
	Lombardy Striping Corp.	0.[illegible]
	Delta Excavating, Inc.	2.6
Straughons Mill Rd., S273(2) [illegible] County	R.J. Anthony Co. of N.J.,Inc.	4.4
	Statewide Hi-Way Safety, Inc.	1.0

(December 10, 1971)

Municipal and Extraordinary Aid
Saddle Brook Township - Bergen County

38 Approval is recommended of resubmitted and revised plans and supplementary specifications for the construction of Mayhill Street, Section 2, Saddle Brook Township, Bergen County, B-30-69. Municipal and Extraordinary Aid. (December 13, 1971)

Municipal Aid - Lower Township
Cape May County

39 Lower Township, Cape May County, received four bids on November 24, 1971 for the construction of Lincoln Boulevard Drainage. The recommendation of the Township is to make the award of contract to T. Brodesser, Jr. & Co., RD 2 Cape May, N.J. on their low lump sum bid of 17,406.70 for Drainage. Approval is recommended. Municipal Aid. (December 17, 1971)

Municipal Aid - East Orange City
Essex County

40 Approval is recommended of combining the $31,185 of 1971 Formula Funds on Sussex Avenue, E-8F-71 with the $31,185 of 1970 Formula Funds and $10,000 of 1970 construction funds on Steuben as one project.

Approval is also recommended of plans and supplementary specifications for the construction of Steuben Street and Sussex Avenue, East Orange City, Essex County, E-[illegible]-70. Municipal Aid. (December 17, 1971)

Municipal Aid - Washington Township
Gloucester County

41 Approval is recommended of plans and supplementary specifications for the construction of Bells Lake Road, Washington Township, Gloucester County, G1-19-71. Municipal Aid. (December 14, 1971)

Municipal Aid - Township of Wheehawken
Hudson County

42 Approval is recommended of acceptance and authorization of final payment of $29,024.78, State's ;share for the improvement of 50th Street, Hamilton lAvenue, Kingswood Road, Highwood Terrace Section 2, and Dodd Street, Township of Weehawken, Hudson County, H-7F-69, completed by contract including engineering at a total cost of $35,686.15. Approval is also recommended of deducting $1,960.92 from the total cost of construction due to non-conformance to the Air Void Requirements of the Bituminous Concrete Pavement. Municipal Aid. (December 17, 1971)

Municipal Aid - Princeton Township
Mercer County

43 Approval is recommended of acceptance and authorization of final payment of $12,539.80, State's share, for the improvement of Alexander Street, Section 4, Township of Princeton, Mercer County, Me-3S-69, completed by contract at a total cost of $16,800.30. Approval is also recommended of cancelling the balance of $214.71, State funds remaining on this project and of adding the same to the 1969S General State Aid Road System fund. Municipal Aid. (December 17, 1971)

Municipal Aid - Washington Township
Mercer County

44 Approval is recommended of plans and supplementary specifications for the construction of West Manor Way, Section 2, Washington Township, Mercer County, Municipal Aid. (December 17, 1971)

Municipal and Extraordinary Aid
Wanaque Borough - Passaic County

45 Wanaque Borough, Passaic County, received six bids on October 27, 1971 for the construction of Fourth and Smith Avenues, P-10-68. The recommendation of the Borough is to make the award of contract to Cutitta Const. Corp., 1350 Route 23, Wayne, N.J. on their low lump sum bid of $48,498.65. Approval is recommended. Municipal and Extraordinary Aid. (December 10, 1971)

Municipal Aid - Elizabeth City
Union County

46 Approval is recommended of plans and supplementary specifications for the resurfacing of Pennsylvania Avenue, Elizabeth City, Union County, U-8F-71. Municipal Aid. (December 14, 1971)

Right of Way Items

General Property Parcel Map
Parking Facility - Red Bank

47 There is presented General Property Parcel Map on Red Bank Station Park and Ride, showing right of way to be acquired for the New York and Long Branch Commuter Parking Facility in Red Bank, New Jersey, Parcels 1A and 1B, The Red Bank Register, together with a Project Approval Submission Form prepared by Mr. William [illegible]. Tanner and approved by Assistant Commissioner, Public Transportation, Nelson Slater, funds have been approved by Mr. Bridegum.

It is recommended that this General Property Parcel Map be approved subject to such changes as may be necessary in order to conform with construction plans as finally adopted and approved; and that authority be granted to negotiate for the acquisition of the necessary right of way.

The total estimated cost of these parcels is $850,000.00 which funds are available under Account #WBB-630-922-770 (1970 Construction Program Item 22). Authority is requested to set up this amount with the understanding that the Commuter Operating Agency approval will be required prior to the finalization of negotiations. This action is in accordance with Assistant Commissioner, Nelson Slater's memorandum of November 24, 1971 attached. (December 13, 1971)

Funds - Right of Way
Route 76, Section 1

48 There is presented again the matter of funding on Route 76, Section 1, Benjamin Franklin Bridge to Kaighn Avenue, Federal Project I-76-8-(12), Control Section 0430-401. There is attached a Processing Form recommended and approved by Messrs. Peterson and Parker, and approved as to the availability of funds by Mr. Bridegum.

The sum of $750,000.00 is required to complete right of way acquisition on this project. These funds are available under Item 3 of the 1970 Construction Program (90/10 Funds).

Authority is requested to set up the sum of $750,000.00. Included in this amount is the sum of $50,000.00 for Tenant Relocation. (December 14, 1971)

Funds - Right of Way
Route 78, Section 5D

49 There is presented again the matter of funding on Route 78, Section 5D, Springfield Avenue to Garden State Parkway, Federal Project I-78-5-(3), Control Section 2011-401. There is attached a Processing Form recommended and approved by Messrs. Peterson and Parker, and approved as to the availability of funds by Mr. Bridegum.

The sum of $750,000.00 is needed to complete right of way acquisition on this project. These funds are available under Item 1 of the 1971 Construction Program (90/10 Funds).

Authority is requested to set up the sum of $750,000.00. Included in this amount is the sum of $200,000.00 for Tenant Relocation. (December 14, 1971)

Funds - Right of Way
Route 78, Section 5E

50 There is presented again the matter of funding on Route 78, Section 5E, Garden State Parkway to Lyons Avenue, Federal Project I-78-5-(4), Control Section 2011-402. There is attached a Processing Form recommended and approved by Messrs. Sliwa and Parker, and approved as to the availability of funds by Mr. Bridegum.

The sum of $2,500,000.00 is required to complete right of way acquisition on this project. These funds are available under Item 1 of the 1971 Construction Program (90/10 Funds).

Authority is requested to set up the sum of $2,500,000.00. **(December 14, 1971)**

Funds - Right of Way
Route 78, Section 5G

51 There is presented again the matter of funding on Route 78, Section 5G, Schuyler Avenue to Elizabeth Avenue, Federal Project I-78-5-(6), Control Section 07[illegible]-402. There is attached a Processing Form recommended and approved by Messrs. Sliwa and Parker, and approved as to the availability of funds by Mr. Bridegum.

The sum of $500,000.00 is required to complete right of way acquisition on this project. These funds are available under Item 1 of the 1971 Construction Program.

Authority is requested to set up the sum of $500,000.00. **(December 14, 1971)**

Funds - Right of Way
Route 295, Section 3

52 There is presented again the matter of funding on Route 295, Section 3, Marne Highway to Mount Holly-Burlington Road, Federal Project I-295-2-(29), Control Section 0327-403. There is attached a Processing Form recommended and approved by Messrs. Peterson and Parker, and approved as to the availability of funds by Mr. Bridegum.

The sum of $250,000.00 is required to complete right of way acquisition on this project. These funds are available under Item 37 of the 1969 Construction Program.

Authority is requested to set up the sum of $250,000.00. **(December 14, 1971)**

Right of Way
Route U.S. 30, Section 12

53 There is presented negotiated purchase agreement on Route U. S. 30, Section 12, From Waterford Road to Taunton Road;

Parcel [illegible]	[illegible], Widower	Consideration	$225.

The parcel was appraised and the reviewer's registered fair market value determination is $225. Approval is recommended.
(December 13, 1971)

Right of Way
Route U.S. 130, Section 9

51 There is presented negotiated purchase agreement for the conveyance of a slope easement on Route U. S. 130 (1953), Section 9, Cooperstown Road to New Albany;

Parcel E94B	HI-FY Gasoline Stations, Inc. (a Delaware corporation)	Consideration $300

The parcel was appraised and the reviewer's registered fair market value determination is $300. Approval is recommended. **(December 13, 1971)**

Right of Way
Route 295, Section 7

55 There is presented again revised application for Riparian Grant required from the Department of Environmental Protection on Route 295, Section 7, Federal Project I-295-2-(45), Control Section 1136-401, Crosswicks Creek to Route 33, Parcels T99A-1, T99B, T99C, T99D, T99E, T99F, T99G, T99H, T99K, T99J, T99L, T99M, T99N, T99P, T99Q, T99R, T99S, T99T, T99U, T99V, T99W, RT99X.

Heretofore, the Commissioner of the Department of Transportation on October 27, 1970, executed the application for Riparian Grant for Parcels T99A, T99B, T99C, T99D, T99E, T99F, T99G, T99H, T99J, T99K, T99L, T99M, T99N, T99P, T99Q, T99R, T99S, T99T, T99U, T99V, T99W, and RT99X, and authorized payment up to the Fair Market VAlue on these properties in the sum of $240,800.00.

Subsequently, parcel T99A was revised to T99A-1 therefore it is recommended that this revised application be executed by the Commissioner so that the same can be presented to the Department of Environmental Protection.

The Fair Market Value for the parcels contained in the revised application is $269,800.00 and authority is requested to pay up to this amount. **(December 10, 1971)**

Right of Way
Route 18 Freeway, Section 9

56 There is presented again the matter of acquisition of property on Route 18 Freeway, Section 9, Federal Project F-112-(26) and LSF-112-(1), Route [illegible] To Route 34. Condemnation proceedings were previously authorized on December 2, [illegible] the agent's demand was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcels [illegible]A, [illegible], [illegible], [illegible], [illegible], and [illegible]	Henry D. Mercer and Catherine S. Mercer, h/w	Consideration $118,700.

The parcels were appraised and the Reviewer's Registered Fair Market Value Determination is $118,700. Approval is recommended.

It is recommended that the condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. **(December 13, 1971)**

Right of Way
Route 20 Freeway, Section 3

57 **There is presented again the matter of acquisition of property on Route 20 Freeway, Section 3, Main Street to Maple Avenue Interchange. Condemnation proceedings were previously authorized August 7, 1970 at which time the owner demanded $7,000., which was considered excessive. Complaint was filed December 10, 1970.**

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 16	**Trio Realty, Inc.**	**Consideration $6,250.**

The parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $3,110. On June 16, 1971 a commission award was rendered in the sum of $7,500. which was appealed by the State. In view of the fact that if this were to proceed to a jury trial, it is the opinion of the Legal Division that there is a reasonable probability that the court would find in favor of the owner. Therefore, the variance is not considered substantial and based on the Legal recommendation approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued. There has been no deposit made into court.

It is to be noted that the four-story brick building was demolished and removed on January 11, 1971 by the City of Paterson. (December 13, 1971)

Right of Way
Route 33 Freeway, Section 1

58 There is presented again the matter of acquisition of property on Route 33 Freeway, Section 1, From Route 33 To Route U. S. 9. Condemnation proceedings were previously authorized on April 29, 1971 as the agent refused to complete negotiations at that time.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcels 17A, L17B, L17C, L17D & 17E	Elizabeth Oakley, Single, Individually and Executrix under the Last Will & Testament of Elizabeth O. Oakley, deceased.	Consideration $141,650.

The parcels were appraised and the Reviewer's Registered Fair Market Value Determination is $141,000. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is recommended that the condemnation proceedings previously authorized be discontinued. (December 13, 1971)

Right of Way
Route 78, Section 5D

59 There is presented again the matter of acquisition of property on Route 78, Section 5D, Federal-aid Project I-78-5-(3), Springfield Avenue to Garden State Parkway. Condemnation proceedings were previously authorized on Parcel E7C on August 21, 1970, as the registered Fair Market Value determination was $500 which was offered to and refused by the owners.

Subsequently, the Union County Park Commission indicated that the parcel be acquired in fee rather than an easement and the engineers revised the parcel to a fee taking.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 7C	Union County Park Commission	Consideration $1,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $500. The variance is not substantial and the agreement would appear to be in the public interest. Approval is recommended.

It is recommended that condemnation proceedings previously authorized on Parcel E7C be discontinued. (December 13, 1971)

Right of Way
Route 295, Section 8

60 [illegible] is presented again the matter of acquisition of property on Route 295, Section 8, Federal-aid Project I-295-2-(53), from Route 33 to Route U.S. 1. Condemnation proceedings were previously authorized on May 20, 1971, at which time [illegible] to negotiate.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel [illegible]	John L. Drew & Margaret L. Drew, his wife	Consideration [illegible]1,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $30,200. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (December 13, 1971)

Right of Way
Route 20F, Section 3

61 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20F, Section 3, [illegible] Main Street to Maple Avenue Interchange, Parcel 65.

On April 30, 1971, the State took possession of the above captioned parcel subject to several lease occupancy agreements. It was recently discovered that Ernestine McCray has occupied the building since October, 1970 when she moved from the household of her husband Elijah McCray on Route 20F, Section 3, Parcel 18. [illegible] executed a lease and paid for her December, 1971 rent [illegible] of $[illegible].00. She is on welfare and would be unable to [illegible] rent to the date of possession by the State.

The rent to be charged will be $65.00 per month. [illegible] based on an analysis of rentals in the local market for [illegible] units. The analysis, copy attached, was prepared by [illegible] Northern District Property and Relocation Section on [illegible], 1971. Consideration [illegible] supply her own heat. It is our opinion that the [illegible] rental is fair and reasonable.

Authority is requested to rent the subject apartment to [illegible] McCray for a rental of $65.00 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 20-3-65-1[illegible]. (December 14, 1971)

Right of Way
Route 70, Section 3

62 There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 70 (1953), Section 3, Route 73 to Medford, Parcel 16.

Authority is requested to rent the dwelling to William T. Tucker and Mary Tucker, h/w, for a rental of $170 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 70-3-16-1. This unit is owner occupied and has not been previously rented. The $170 per month rental appears fair and reasonable and is based on the attached comparable rental documentation report and analysis of December 1, 1971.

Authority is also requested to close title subject to the lease occupancy. (December 10, 1971)

Right of Way
Route 78, Section 5F

63 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5F, Project: I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 318.

Authority is requested to rent the subject apartment to Clara Smallwood for a rental of $110 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account Number 78-5F-318-1.

This unit is owner occupied and has not been previously rented. The rent is based on an analysis of rentals in the local market for comparable units. The analysis of rentals, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on November 23, 1971. Consideration was also given to the fact that the occupant will maintain the property and act as superintendent. It is our opinion that this monthly rent is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy.
(December 17, 1971)

Right of Way
Route 78, Section 5F

64 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5F, Project No. I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 318.

Authority is requested to rent the subject apartment to Alberta Tune for a rental of $125 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #78-5F-318-2.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupant. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on November 23, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close subject title to the Lease occupancy.
(December 17, 1971)

Right of Way
Route 78, Section 5F

65 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5F, Project No. I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 327.

Authority is requested to rent the subject apartment to Martha Dixon for a rental of $125 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #78-5F-327-1.

This unit is owner occupied and has not been previously rented. This rent is based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on November 12, 1971. Consideration was given to the fact that the occupant will supply her own heat. Consideration was also given to the fact that the occupant will maintain the property and act as superintendent. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the Lease occupancy.
(December 17, 1971)

Right of Way
Route 178, Section 1

66 There is presented the matter of a Dwelling Lease Occupancy Agreement for a dwelling located on Route 178, Section 1, from Route 24 Freeway to Route 10 and Route 53 Interchange, Parcel 35.

The family of James Jackson and Louise Walker presently reside on Route 287, Section 10, Parcel 197, in Morristown, New Jersey. Due to imminent construction and the need to demolish the building which this family now occupies, and the unsuccessful efforts to relocate the family into a permanent residence, it is necessary, on a temporary basis, to relocate the Jackson/Walker family into a property already in the possession of the Department of Transportation, located on Hillcrest Avenue, Morris Plains, New Jersey. This property is identified as Route 178, Section 1, Parcel 35.

Authority is requested to rent the subject dwelling to James Jackson and Louise Walker for a rental of $100 per month, which is what they are presently paying for the premises which they occupy, based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account # 178-1-35-1.

This rent was established after taking into consideration the family composition and income, the urgency in relocating the family from the construction project, and the fact that the tenants will be occupying the property on a month to month basis and will provide their own utilities. It is our opinion that this monthly rental is fair and reasonable. (December 10, 1971)

Right of Way
Route 18 Freeway, Section 11

67 There is presented the matter of a self-move agreement for the removal of personal property on Route 18 Freeway, Section 11, New Street to Route 287, Parcel 14, former tenant - David Katz & Sons, Inc.

Due to the fact that the tenant-occupant suffered water damage because of the flooding of the Raritan River and his trying to salvage his stock by slowly drying out his waterlogged carpeting, he has requested a self-move. This has become a complex moving situation because no moving company would undertake to move this carpeting on a piecemeal basis.

It is recommended that the agreement for the self-move be approved by the Commissioner of the Department of Transportation. (December 17, 1971)

Right of Way
Route 18 Freeway, Section

68 There is presented again the matter of condemnation of property on Route 18 Freeway, Section 10, Federal Projects F-112-(23) and LSF-112-(2), From Route 34 to Route 35 Freeway, Parcels R7A2, 9A, L9C, L9D and 9E, Walter C. Zimmerer, Jr. and Erma M. Zimmerer, his wife.

Condemnation proceedings were previously authorized on August 14, 1968 and the State's registered fair market value of $61,300 was subsequently deposited in the Superior Court as the owners would not state a demand or negotiate further.

Our engineers have now advised that Parcel 9E has been eliminated as per authorization of the Commissioner by action dated November 5, 1971. The owners were so advised and have consented in writing to the withdrawal of the fair market value attributed to Parcel 9E; which approval was required because the deposit and complaint had previously been filed.

Authority is, therefore, requested to amend the previous commission action and to withdraw the sum of $4,400 which represents the value of Parcel 9E; leaving on deposit the sum of $56,900 as the fair market value for Parcels R7A2, 9A, L9C and L9D.

Further authority is requested to file an amended complaint covering Parcels R7A2, 9A, L9C and L9D only. (December 14, 1971)

Right of Way
Route 21 Freeway, Section 6

69 There are presented report and appraisal with map and description on Route 21-Freeway, Section 6, Control No. 0234-401, From Monroe Street to Route 80, Parcel 136, Junior Order Club of East Paterson, Inc., (A New Jersey Corporation.)

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The registered Fair Market Value determination of $58,500 was offered to and refused by the owner's agent who demanded parcel be revised from an entire take to a partial take so that the building can be saved.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $[illegible],500.

Upon taking of possession, authority is requested to dispose of the improvements to the road contractor, by public auction, or by sealed bids.
(December 14, 1971)

Right of Way
Route 33 Freeway, Section 1

70 There is presented again the matter of condemnation of property on Route 33 Freeway, Section 1, From Route 33 To Route U. S. 9, Parcels 27A, L27B, and L27C, plus remnant, K & O, a Partnership, Max Kelson, Benjamin Opatut, Morris Opatut, and Joel Opatut.

Condemnation proceedings were previously authorized on April 2, 1971, at which time the State's registered fair market value of $122,000 was offered to and refused by the owner who refused to complete negotiations at that time.

Subsequently, an appraisal updating to the date of complaint resulted in the fair market value being re-registered in the amount of $130,500 which was offered to and refused by the owner whose demand of $356,000 was considered excessive.

Authority is requested to deposit an additional $8,500 with the court which when added to the amount of $122,000 previously authorized for deposit will equal the re-registered fair market value of $130,500. There has been no deposit made to date since possession has not been required. (December 17, 1971)

Right of Way
Route U.S. 46, Section 14

71 There is presented again the matter of acquisition of property on Route U.S. 46 (1953), Section 14, from Main Avenue to Midland Avenue, Parcels R32A2 and R32A1C, Margaret Weiss & William M. Weiss, h/h. Condemnation proceedings were authorized on January 21, 1971 and a complaint was filed on May 6, 1971.

Subsequently, the appraisal has been updated to the date of complaint which has resulted in the Fair Market Value being re-registered in the sum of $5,500. which was offered to and refused by the owner who demanded $28,000. which is considered excessive. It is therefore requested that authority be granted to deposit an additional $500. with the Superior Court which when combined with the $5.000. previously authorized for deposit will make a total authorization of $5,500.

There has been no court deposit to date as possession has not been required.
(December 17, 1971)

Right of Way
Route 72, Section 7

72 There is presented again the matter of acquisition of landscape parcel on Route 72 (1953), Section 7, Federal-aid Project LSF-130-(3), From U.S. 9 to the Bridge over Manahawkin Bay, Parcel L36M, Jersey Shore Lagoon Properties, a New Jersey Corporation. Condemnation proceedings covering this parcel was authorized by the Commissioner on March 12, 1971; however neither a complaint nor Declaration of Taking have been filed to date.

The State's landscape engineer has now advised that this landscape parcel should be eliminated. Authority is therefore requested to rescind the Commission Action of March 12, 1971, inasmuch as the State's Engineers have eliminated this parcel from the General Property Parcel Maps. The owner has been notified of the elimination which is in accordance with his verbal request. (December 14, 1971)

Right of Way
Route 76, Section 1

73 There is presented again the matter of acquisition of property on Route 76 (1953), Section 1, Federal-aid Project I-76-8-(12), From Benjamin Franklin Bridge To Kaighn Avenue, Parcel 575. Condemnation proceedings were previously authorized on January 24, 1967, at which time the owner, Martha H. Phillips, widow, refused the State's fair market value offer of $28,000 and demanded $55,000, which sum was considered excessive. A complaint to condemn the property was filed in the Superior Court on June 28, 1967 and the fair market value of $28,000 was deposited the same date.

On May 21, 1970, the Commissioner approved a purchase agreement in the sum of $29,000 representing an administrative settlement of $1,000, and also granted authority to rescind the condemnation proceedings previously authorized on January 24, 1967. This purchase agreement covering the conveyance of Parcel 575 on this route and section was executed by Wendell C. Phillips, Administrator of the Estate of Martha H. Phillips, who had died in the meantime. The improvements situated on this parcel were demolished by the State's contractor on November 27, 1968 in the performance of his duties.

Subsequent to that date, numerous attempts were made by our Title Bureau to have the administrator execute the deed in accordance with the agreement but to no avail. On the recommendation of our Chief Title Officer, the matter was referred to the Legal Division for the institution of a specific performance action.

Our Legal Division has advised that a specific performance action will not lie and that the re-instatement of the condemnation proceedings is the only legal action available to the State.

Accordingly, authority is hereby requested to re-institute the condemnation proceedings previously authorized on January 24, 1967 and to re-deposit the State's fair market value of $28,000 in the Superior Court.

Further authority is requested to rescind the commission action dated May 21, 1970 and to declare the agreements in the sum of $29,000 null and void.
(December 17, 1971)

Right of Way
Route 78, Section 5E

74 There is presented the matter of an Owners Housing Payment on Route 78, Section 5E, Project #I-78-5-(4), from Garden State Parkway to Lyons Avenue, Parcel 102, Former Owner: Herman Solomon.

On January 21, 1971, the Assistant Commissioner, Highways, approved a verdict in the condemnation of the above-captioned property in the amount of $60,750 which included $750 interest.

An Owners Bonus Payment Review Form was completed by the district office providing for a housing bonus in the amount of $5,000. This housing bonus was registered in our Headquarters office on June 25, 1971. The housing bonus was predicated on a Fair Market Value of $47,700. Because of the final settlement in the amount of $60,000, an adjustment of the replacement housing bonus is required and is calculated as follows:

Average Probable Selling Price of Replacement Housing.....	$63,700.00
Settlement Price	60,000.00
Replacement Housing Bonus	$ 3,700.00

In accordance with the 1968 Highway Act, the owner relocated from the above-captioned parcel and made application for his housing bonus.

The State's representative made an inspection of the replacement housing on October 18, 1971 and certified that it is decent, safe and sanitary.

Authority is requested to pay the Replacement Housing Bonus in the amount of $3,700. **(December 10, 1971)**

Right of Way
Route 78, Section 5E

75 There are presented report and appraisal with map and description on Route 78, Section 5E, Federal Aid Project I-78-5-(4) 55, From Garden State Parkway to Lyons Avenue, Parcel, 158, Irving Jacobs and Lillian Jacobs, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of the parcel, subject to any public utilities existing on the premises. The Registered Fair Market Value determination is $32,500., plus Replacement Housing Supplement of $5,000., which was offered to and refused by the owners who made a demand of $40,000., which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking, and to deposit with the court $32,500.

Upon taking of possession, authority is requested to dispose of the improvements to the road contractor, by public auction or sealed bids.
(December 14, 1971)

Right of Way
Route 78, Section 5F

76 There is presented again the matter of acquisition of property on Route 78 (1953), Section 5F, Federal Aid Project I-78-5-(5), From Lyons Avenue to Schuyler Avenue, Parcel 89, Philip Fishman & Anna Fishman, his wife. Condemnation proceedings were authorized on February 11, 1971 and a complaint was filed on May 6, 1971.

Subsequently, the appraisal has been updated to the date of complaint which has resulted in the Fair Market Value being re-registered in the sum of $3,800, which was offered to and refused by the owner who still demands $10,000. It is therefore requested that authority be granted to deposit an additional $1,000 with the Superior Court which when combined with the $2,800 previously authorized for deposit will make a total authorization of $3,800.

There has been no court deposit to date as possession has not been required.
(December 17, 1971)

Right of Way
Route 92 Freeway, Section 1

77 There are presented report and appraisal with map and description on Route 92 Freeway, Section 1, From Route 33 To Mercer-Middlesex County Line, Parcel 16B, National Lead Company (A New Jersey Corporation).

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's Registered Fair Market Determination of $7,900. was offered to and refused by the agent who is unable to complete negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the Taking of Possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $7,900.
(December 17, 1971)

Right of Way
Route 92 Freeway, Section 1

78 There are presented report and appraisal with map and description on Route 92 Freeway, Section 1, From Route 33 To Mercer-Middlesex County Line, Parcel 28B, Triangle Publications, Inc. (A Delaware Corporation).

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's Registered Fair Market Determination of $6,400 was offered to and refused by the agent who is unable to complete negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the Taking of Possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $6,400. **(December 14, 1971)**

Right of Way
Route FAI-108-2-(6)

79 There is presented again the matter of condemnation of property on Route FAI-108-2-(6), also known as Route 295-2-(6), From Route 73 to Marne Highway, Parcel E17L2, formerly owned by Elsie D. Collins, widow; now under the ownership of Garlock, Inc., a corporation of the State of New York.

A complaint to condemn this property was filed in the Superior Court on August 11, 1970, and the State's registered fair market value in the sum of $100 was deposited in the Superior Court on August 28, 1970.

Continued negotiations with the new owner, Garlock, Inc., resulted in the execution by the Company of a "Letter of Permission in Lieu of Easement" which our engineers have advised suffices for the State's purposes in constructing the slope easement on this owner's property and which obviates acquisition of this previously designated slope easement parcel.

In view of the owner's letter of permission and our engineers' acquiescence, it is recommended that condemnation proceedings previously authorized be discontinued and that Parcel E17L2 be eliminated from the State's General Property Parcel Map.

Further authority is also requested to file a stipulation of dismissal in the Superior Court and also to withdraw the fair market value deposit of $100 from the Superior Court. **(December 14, 1971)**

Right of Way
Route 202 Freeway, Section 20

80 There are presented report and appraisal with map and description on Route 202 Freeway, Section 20, New Hope-Lambertville Bridge to Route U.S. 202, Parcels 36A & 36B, Continental Diversified Industries, Inc. (A N.Y. Corp.)

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels in fee simple, subject to any public utilities existing in the premises. The agent for the owners refused the State's Fair Market Value offer of $23,100 and demanded $125,000., which is considered excessive.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $23,100. **(December 14, 1971)**

Right of Way
Route 295, Section 8

81 There are presented report and appraisal with map and description on Route 295 (1953), Section 8, Federal-aid Project I-295-2-(53), From Route 33 to Route U.S. 1, Parcels R65 & R70, Marco Products, Inc., A N.J. Corp.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels in fee simple, subject to any public utilities existing in the premises. Owner refused State's suggested Fair Market Value offer of $161,300 and refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $161,300.

It is further recommended that authority be granted to enter upon the owners remaining lands for the purpose of removing the 4-bay service station in its entirety, which station lies partly within and partly without the right of way.

Authority is further requested to dispose of the service station and site improvements to the road contractor, by public auction or by sealed bids. (December 10, 1971)

Right of Way
Route 295, Section 9

82 [illegible] presented report and appraisal with map and description on Route [illegible] (1953), Section 9, Federal-aid Project I-295-2-(54), from Route 95 To Route U.S. 1, Parcel [illegible], Lewis, Albert J. & Caroline Elias, all single, and [illegible], widow (Life Estate); and Lawrence Mall Associates (limited partnership)-- [illegible].

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel subject, however, to the [illegible] of American Telephone & Telegraph Company, and all other public utility [illegible] recorded or unrecorded, affecting the herein described premises. State's fair market value offer of $3,450. made to owners' agents who cannot [illegible] negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the court [illegible].

Parcel [illegible] being required to relocate the utility facilities of the American Telephone and Telegraph Company, further authority is requested to convey [illegible] to the American Telephone and Telegraph Company at such time as [illegible] utility order providing for this conveyance has been secured [illegible] facilities. (December 10, 1971)

Right of Way
Route 295, Section 9

83 [illegible] corporation.

[illegible] proceedings [illegible] subject [illegible] offer of $[illegible] [illegible].

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $61,100.

Authority is requested to dispose of 115 lineal ft. of steel guardrail fencing, air tower, identification sign, S & H Stamp sign, one light standard, and three 6,000 gal. underground gasoline tanks to the road contractor by public auction or by sealed bids. **(December 10, 1971)**

Sale of Building
Route 33, Section 1

84 There is presented a Bid Acceptance Proposal pursuant to the public sale held on November 30, 1971 for the building location on Route 33, Section 1, from Route 33 to Route [illegible], Parcel 23.

Parcel	Name of Bidder	Amount of High Bid	Amount of Deposit
23	Salvatore Liconati	$700.	200.

It is recommended that the bid in the amount of $700 be approved, the proposal accepted, duly executed, and the successful bidder be authorized to remove the dwelling upon his complete compliance with the provisions of said Bid Acceptance Proposal.

Authority is requested to return the performance guarantee money to the successful bidder after certification that he has complied with the terms and conditions of the sale. **(December 14, 1971)**

Sale of Building
Route 295, Section 7

85 There is presented a Bid Acceptance Proposal pursuant to the public sale held on November 30, 1971, for the building located on Route 295, Section 7, from Crosswicks Creek to Route [illegible], Parcel [illegible].

Parcel	Name of Bidder	Amount of High Bid	Amount of Deposit
[illegible]	[illegible] J. [illegible]	$350.	90.

It is recommended that the bid in the amount of $350 be approved, the proposal accepted, duly executed, and the successful bidder be authorized to remove the dwelling upon his complete compliance with the provisions of said Bid Acceptance Proposal.

Authority is requested to return the performance guarantee money to the successful bidder after certification that he has complied with the terms and conditions of the sale. **(December 14, 1971)**

Sale of Building
Route 295, Section 7

86 There is presented a Bid Acceptance Proposal pursuant to the public sale held on November 30, 1971, for the building located on Route 295, Section 7, from Crosswicks Creek to Route 33, Parcel 30.

Parcel	Name of Bidder	Amount of High Bid	Amount of Deposit
30	Robert [illegible]	$350.	$200.

It is recommended that the bid in the amount of $350 be approved, the proposal accepted, duly executed, and the successful bidder be authorized to remove the dwelling upon his complete compliance with the provisions of said Bid Acceptance Proposal.

[illegible]ority is requested to return the performance guarantee money [illegible] successful bidder after certification that he has complied [illegible] terms and conditions of the sale. (December 14, 1971)

Appraisal Contract
Hansen Appraisal Service, Inc.
Route 78, Section 5D

87 Under date of August 5, 1965 the Deputy State Highway Commissioner approved a contract with Hansen Appraisal Service, Inc. to appraise a number of parcels on Route 78, Section 5D. The engineers have submitted to the Right of Way Division eight additional parcels which must be appraised.

Hansen Appraisal Service made the appraisals on this contract through a subsidiary, Appraisal Consultants, Inc. Hansen Appraisal Service later transferred its interest to the subsidiary and all work on this contract is now being performed by Appraisal Consultants, Inc.

Authority is requested to modify the contract by addition of the attached amendment which is submitted with recommendation that it be approved and executed by the Commissioner.

Parcels to be added - E404B, E413B, E414B, E420, E421, E422, E423, E424;
total fees $1,800

(December 13, 1971)

Appraisal Contract
Appraisal Consultants, Inc.
Route 287, Section 10

88 On March 29, 1967 the Commissioner approved a contract with Appraisal Consultants, Inc. to appraise a number of parcels on Route 287, Section 10. The engineers have now submitted an additional parcel which must be appraised.

Authority is requested to modify the previous contract by addition of the attached amendment which is submitted with recommendation that it be approved and executed by the Commissioner.

Parcel to be added - E223B, fee $350

(December 13, 1971)

Appraisal Orders

89 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of par.	Fee
12/2/71	1971-A-487	Lanning Sanitary Engineering Co.	Monmouth	1	$550
"	488	Alex M. Malamut	Burlington	1	700

Approval is recommended. **(December 13, 1971)**

Appraisal Orders

90 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
12/7/71	1971-A-490	John A. Borden	Camden	1	$800
12/8/71	491	Hutchinson Signs, Inc.	"	4	500
"	492	Irwin J. Steinberg	Morris	1	150
"	493	Seymour Simon	Ocean	1	900

Approval is recommended. **(December 13, 1971)**

Appraisal Orders

91 There are presented the following Appraisal Orders:

Date	Order NO.	Appraiser	County	No. of parcels	Fee
12/10/71	1971-A-494	Appraisal Consultants	Morris	2	$2,000
"	495	Seymour Simon	Monmouth	2	1,000
"	496	William T. Ard Assoc.	"	1	400
"	497	Appraisal Consultants	Morris	2	1,100

Approval is recommended. (December 17, 1971)

Legal Items

Right of Way
Route 15F, Section 8

92 There is presented the matter of a commission award entered against the State in the condemnation of property on Route 15 Freeway, Section 8, Parcel 57, in the Township of Jefferson, County of Morris, owned by an Unknown Owner; et al.

The Complaint was filed on April 22, 1970. The latest approved fair market value was registered on July 9, 1970, in the amount of $200.00. A deposit was made into Court on July 12, 1971 in the amount of $200.00.

At the hearing the State's engineering witness, Mr. Nicholas Tuozzo, adequately described the taking. The State presented as its appraisal witness Mr. T. Dickerson, who valued the taking at $200.00 under the comparable sales approach. He indicated a before value of $900.00 and an after value of $700.00, leaving an opinion of $200.00.

The Commissioners made an award of $200.00 on November 23, 1971. It is recommended that the award be accepted. No payment is necessary because a deposit in the full amount has been paid into court.
(December 10, 1971)

Right of Way
Route 35, Section 5

93 There is presented the matter of the suit for specific performance against the property owner of Route 35, Section 5, Parcel 67, owned by Pearl H. Gravatt Holfester and Charles F. Holfester.

An agreement was entered into on September 23, 1969, between the Holfesters and the State of New Jersey for the above-captioned parcel in the amount of $2,500.00. This agreement was approved by the Commissioner of Transportation on October 9, 1969.

After the owner refused to give the State a deed, a complaint for specific performance was filed against the Holfesters on August 27, 1970. After receiving a copy of the complaint, Fredric M. Milstein, Esquire, attorney for Pearl H. Gravatt Holfester, represented that his client was willing to specifically perform the contract. Judgment was, therefore, pursued against only Charles F. Holfester who had an inchoate right of courtesy in the property. On September 1, 1971, default judgment was entered against Charles F. Holfester. The Court ordered (1) that the defendant, Charles F. Holfester be compelled to specifically perform his contract; (2) that in the event of his failure to perform the contract, the Court would draw a deed to the State of New Jersey; and (3) that in any event the State must pay the sum of $2,500.00 into the Superior Court to await the further order of the Court as to distribution to the defendants.

It is, therefore, recommended that the sum of $2,500.00 be paid into Superior Court in accordance with the terms of the attached judgment. (December 10, 1971)

Right of Way
Route 35, Section 6

91 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 35, Section 6, Parcel R35 owned by Michael Leon; et al.

At the hearing before the condemnation commissioners the State offered testimony in the amount of $1,600.00 which was the registered fair market value. The condemnee offered testimony in the amount of $15,000.00. Complaint was filed in this matter on December 5, 1969. A deposit was made into court in the amount of $1,600.00 on December 7, 1970. The Report of Commissioners was in the amount of $2,000.00.

It is recommended that the commissioners award be accepted and that the difference between the deposit and the award plus any applicable interest be paid. (December 14, 1971)

Right of Way
Route 55F, Section 7

95 There is presented again the matter of the appeal from the Commissioners' Award in the condemnation action to acquire property situate on Route 55 Freeway, Section 7, Parcel 36 in the City of Vineland, Cumberland County, owned by Nathan Dunkelman; et ux.

The fair market value was re-registered in the sum of $8,500.00 which sum was deposited in Court on June 3, 1971 and is being withdrawn.

The owner testified to a value of $18,000.00 and the State's testimony was in the sum of $8,500.00, and the award was made in the sum of $12,500.00 and the appeal was taken from said award.

At the time of the trial of the appeal, a consent judgment in the sum of $10,000.00 was entered and it is recommended that said judgment be approved and the additional sum of $1,500.00 be paid. (December 10, 1971)

Right of Way
Route 72, Section 6

96

There is presented here the matter of the condemnation award entered against the State in the condemnation of property on Route 72, Section 6, Parcel 28 owned by Anthony Parker, Jr., et als; heirs of the estate of Charlotte Giberson, deceased.

At the hearing before commissioners the State offered testimony in the amount of $7,350.00, which was the registered Fair Market Value. The owner offered no expert testimony.

The Complaint was filed in this matter on October 27, 1970. A Declaration of Taking was filed on November 24, 1970 and the amount of $3,800.00 was deposited into court. The Report of Commissioners was in the amount of $7,350.00.

It is, therefore, recommended that the commissioners' award in the sum of $7,350.00 be approved and that payment in the sum of $3,550.00, that being the difference between the amount deposited into court and the commissioners award, be made together with lawful interest as computed by the Bureau of Titles. (December 14, 1971)

Right of Way
Route 78, Section 5G

97

There is presented the matter of the judgment entered against the State in the condemnation of property on Route 78, Sec. 5G, Parcel 555, in the City of Newark, County of Essex, owned by Louis Malavarca, et al. The Complaint was filed on June 16, 1970. The fair market value in the sum of $18,400.00 was registered on September 8, 1970. The Commissioners rendered an award of $23,500.00. No deposit was made into court in this case.

At the jury trial before the Hon. Leon S. Milmed, J.S.C., in Newark, on October 6, 7 and 8, 1971, the State, through its appraiser, Mr. Joseph Brennan of West Orange, New Jersey, testified to a value of $18,400.00. However, in his appraisal, the State's appraiser did not properly consider a new heating unit which had been installed on the subject premises. The owner testified to a value of $30,700.00 for the taking.

The jury returned a verdict of $22,000.00, which is considered fair and reasonable. The verdict also diminishes the $23,500.00 Commissioner's award by $1,500.00 and accounts for the fact that Mr. Brennan did not give sufficient weight to the heating unit in the subject property. It is recommended that the $22,000.00 judgment be approved, together with interest as provided in the Judgment and ordered by Judge Milmed and that arrangements be made to pay the same. (December 10, 1971)

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Right of Way
Route 295, Section 5

98

There is presented here the matter of a Judgement entered against the State in the condemnation of property on Route 295, Section 5, Parcel 40, owned by Church Brick Company, a corporation of New Jersey.

The Complaint was filed on September 4, 1968 and the amount of $25,300.00 was deposited into court on September 4, 1968. The fair market value is registered in the amount of $25,300.00. At the trial, after a jury was impaneled, a settlement was effected in the amount of $80,000.00. The parties consented to a Judgement in the amount of $54,700.00, that being the amount of the settlement less the deposit of $25,300.00, without interest and costs.

It is recommended that the State pay the amount of the Judgement in this action without interest and costs. (December 10, 1971)

Respectfully submitted,

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary

I hereby certify that the Approvals set forth in this Schedule were approved as indicated and recommend that such actions be ratified and confirmed.

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary, Department of Transportation

The Approvals as indicated in this Schedule are hereby ratified and confirmed.

John C. Kohl
Commissioner of Transportation

NO. 47 - 1971

STATE OF NEW JERSEY
DEPARTMENT OF TRANSPORTATION
TRENTON

SCHEDULE OF APPROVALS - DECEMBER 29, 1971

Administration Items

Escrow Agreements
Under Chapter 79, PL 71

1 Approval is recommended of the attached Escrow Agreements completed by Frapaul Construction Co., Inc.; Ole Hansen & Sons, Inc.; and Franklin Contracting Company, with the First National State Bank of New Jersey and Schiavone Construction Company with National State Bank, Elizabeth, New Jersey to secure release of retainage held under various contracts with Frapaul Construction Co., Inc., Ole Hansen & Sons, Inc., Franklin Contracting Company and Schiavone Construction Company upon deposit with the custodial bank of approved securities. (December 23, 1971)

Project Agreement - I-76-8(10)31
Route I-76, Section 6

2 It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for Preliminary Engineering for N.J. Project I-76-8 (10) 31.

The total modified estimated cost is $2,506,000.00 of which $1,578,780.00 is Interstate funds. It provides a total increase of $1,154,000.00 of which $558,486. is Interstate funds.

The work to be performed under this agreement consists of preliminary engineering services necessary to provide complete construction and right of way plans within the subject termini. (December 20, 1971)

Construction Items

3 Tri-Partite Agreement
Delaware River Joint Toll Bridge Commission
Commonwealth of Pennsylvania Department
of Transportation
State of New Jersey Department of Transportation

Approval is recommended of the attached Tri Partite Agreement completed by the Delaware River Joint Toll Bridge Commission and by the Department of Transportation of the Commonwealth of Pennsylvania, providing for the design, construction and maintenance, as part of the National System of Interstate and Defense Highways, of an additional and new bridge crossings of the Delaware River in the vicinity of Easton, Pennsylvania, and Phillipsburg, New Jersey, as part of Interstate Route 78 and in the vicinity of Burlington, New Jersey, and Bristol, Pennsylvania, as part of Interstate Route 895.

Because of the nature of the agreement, twelve copies are attached for proper signature and attestment. (December 22, 1971)

2

Route U.S. 9W(1953), Section 1C

4 . Fletcher Creamer & Son, Inc., finally completed all work under their contract for Route U.S. 9W(1953), Section 1C on November 5, 1971.

The project has been inspected and found satisfactory for final acceptance.

It is recommended that the project be finally accepted and semi-final payment be authorized deducting 1% of the value of the completed work pending receipt of the compiled analysis and the as built quantities. (December 20, 1971)

Route 23, Section 3C

5 [illegible] Asphalt Corporation, [illegible] Springfield Avenue, Irvington, New Jersey, [illegible], completed all work under their contract [illegible], Section 3C, State Project [illegible] on [illegible].

[illegible] inspection of the project was conducted on September [illegible] and it was found in a condition satisfactory for final acceptance.

Therefore, it is recommended that this project [illegible] final payment authorized in accordance with [illegible] quantities, deducting therefrom the sum of [illegible] an adjustment of payment for [illegible] to job-mix formula. (December 20, 1971)

Route 78, Section 2P [illegible]

6 [illegible] is recommended in making Award of Contract to [illegible], the lowest [illegible] seven bids received on December [illegible], [illegible] 87.[illegible] Route 78, Section 2P Ramp [illegible] Route 78 and Route 31 (1966), [illegible] vicinity of Belvidere Avenue, Clinton [illegible] County, Route 78 Federal Project [illegible] Route [illegible] Federal Project No. [illegible], Contract [illegible]. ([illegible] 29, 1971)

Design Items

Route 35, Section 9C

7 Approval is recommended of the plans and specifications and authority to advertise for Channel [illegible] at East Creek on Route 35 ([illegible]), Section 9C, in the Townships of [illegible] and Holmdel, Monmouth County. (December [illegible], 19[illegible])

Route 80, Sections [illegible] &
Route 95, Section [illegible]

8 Approval is recommended of the plans and specifications for submission to the Federal Highway Administration Division Office and authority to advertise after approval has been received from the Division Office for safety improvement [illegible] rail and [illegible] signs) on Route 80, Sections [illegible] and Route [illegible], Section 1[illegible], from [illegible] Street, City of Paterson to Fletcher Avenue, [illegible], in the City of Paterson, Borough of East Paterson, [illegible], Township of [illegible] Park, Borough of [illegible], [illegible], Borough of [illegible], Borough of Teterboro, Township of [illegible], [illegible]. (December 20, 19[illegible])

Jurisdictional Agreement
Route 4, Section 3
Township of Teaneck

9 Approval and execution is recommended of the attached Agreement dated December 15, 1971, between the Township of Teaneck of Bergen County and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 4, Section 3, more particularly the State has made improvements to existing local streets together with construction overpass bridges at River Road, Garrison Avenue, Queen Anne Road, Margaret Street, Teaneck Road, and Webster Avenue, with pedestrian overpasses at Lincoln Place and Phelps Road. (December 20, 1971)

Jurisdictional Agreement
Route 66, Section 1A
Monmouth County

10 Approval and execution is recommended of the attached Agreement dated December 6, 1971, between the Township of Ocean of Monmouth County and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 66, Section 1A, more particularly the State plans major revisions at the intersection of Route 66 and Asbury Avenue. (December 20, 1971)

Jurisdictional Agreement
Route 66, Section 1A
County of Monmouth

11 Approval and execution is recommended of the attached Agreement dated December 13, 1971, between the County of Monmouth and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 66, Section 1A, more particularly the State plans a major interchange at Asbury Avenue. (December 20, 1971)

Jurisdictional Agreement
Route 95, Section 2A & 3A
Township of Hopewell

12 Approval and execution is recommended of the attached Agreement dated December 16, 1971, between the Township of Hopewell of Mercer County and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 95, Sections 2A and 3A, more particularly the State plans to construct portions of Reed Road and Bull Run Road. (December 22, 1971)

Engineering Services
John B. Bertino

13 Approval and execution is recommended of the attached Agreement dated December 13, 1971, between John B. Bertino (Consultant) and the State of New Jersey covering understandings in connection with the performance of As-Built Engineering Services in connection with the construction contract for Route 55 Freeway, Sections 6F and 7E, from Route 47 north of Millville to north of Landis Avenue, Cities of Millville and Vineland, Cumberland County.

The Consultant is to be remunerated for his services toward a ceiling of $34,015. plus $3,485. for contingencies, making a total amount to be set up of $37,500. (December 22, 1971)

Engineering Services
[illegible]

14 [illegible] is recommended of the attached Agreement [illegible] between [illegible] Associates, Inc. [illegible] engineering services.

[illegible]

[illegible]

15 [illegible]

Utilities - [illegible] Freeway, Section [illegible]
[illegible]

16 [illegible]

[illegible] (December [illegible], 197[illegible])

Utilities - Interstate Freeway [illegible]6, Sec. 18 [illegible]
City of Camden - Sewer Department

17 [illegible]

[illegible] December 23, 1971)

Utilities - Freeway Interstate [illegible]
[illegible] Bridge [illegible]

18 [illegible] is recommended of the attached Agreement [illegible] 1971, between the State of New Jersey and the [illegible] Authority, [illegible] in connection with [illegible] Interstate [illegible]

As requested [illegible] governmental [illegible] the necessary [illegible] materials, [illegible] for the [illegible] sanitary sewer facilities [illegible] estimated cost [illegible] the State.

[illegible] agreed to reimburse the State for the cost of [illegible] as described in Agreement at an estimated cost [illegible] (December [illegible], 1971)

Utilities - Route 202(Freeway), Section 20A
New Jersey Bell Telephone Company

19 Under the terms of Order (PUC-4-202-20A) New Jersey Bell Telephone Company was authorized to perform certain telephone facilities relocation work to accommodate the construction of Route 202 (Freeway), Section 20A, located in the Township of Delaware, County of Hunterdon, at an estimated cost of $19,500.00.

To date actual cost billing submitted by the Company, three most recent of which vouchers total $7,390.01, exceeds amount allowable for payment over funding set-up in Order. This additional cost is attributable to increased labor and material subsequent to Company estimates.

In order to permit payment of outstanding bills submitted by the Company where additional cost is involved, it is recommended that the additional cost amount of $7,390.01 be set-up under the subject heading Order. (December 20, 1971)

Utilities - Freeway Interstate Route 287, Sec. 9D&10D
New Jersey Bell Telephone Company

20 Previous action by the Commissioner has set up $127,687.09 in funds, [illegible]

[illegible]

(December 22, 1971)

Utilities - Freeway Interstate 287, Sec. 10D
Jersey Central Power & Light Company

21 Under the terms of Order (PUO-126B-287-10D) Jersey Central Power & Light Company was authorized to perform certain facility relocation work to accommodate the construction of Freeway Interstate Route 287, Section 10D, located in the Town of Morristown, County of Morris, at an estimated cost (including contingencies) of $28,400.00.

In the time period between execution of the Utility Order and commencement of the highway construction, due to service demands, the Company's electric distribution network had to be expanded and fortified. The physical changes made by the Company have required revision of the authorized relocation work with a resultant revision in estimated cost. The estimated cost of the now required relocation work (including contingencies) is $71,400.00.

In order to permit payment of bills which will be presented by the Company additional funds in the amount of $43,000.00 are required for the subject heading Order. (December 22, 1971)

Route 47, Section 1B

22 Approval is recommended of the plans and specifications and authority to advertise for drainage improvement on Route 47 (1953), Section 1B, at Richardsons Channel, in the Township of Middle, Cape May County.

(December 29, 1971)

Maintenance Items

Snow Removal - Contractors
1971-1972 Season

23 Authority is requested to negotiate snow removal contracts for the coming 1971-1972 winter season with the following contractors:

Riggi Brothers, Linden, N.J. - Snow Section 5226263.

Moslowski Brothers, Robbinsville, N.J. - Snow Section 5321261.

Edwin Jones, Clementon, N.J. - Snow Section 5413263. (December 20, 1971)

Research Items

24 Route 3 Urban Corridor Study

The attached Agreement is submitted for approval and signature signifying the State of New Jersey's participation in a New Jersey Route 3 Corridor Study.

The U. S. Department of Transportation has provided a grant to Tri-State Regional Planning Commission for a demonstration project for the surveillance and control of traffic on New Jersey Route 3 and traffic engineering improvements on Route 3; Tri-State in fulfillment of the project objectives desires to engage the services of the State to conduct two phases of the overall study, namely "Urban Corridor Study - Route 3 Surveillance and Control" and "Urban Corridor Study - Park and Ride".

The attached agreement will provide the State with funds in the amount of $250,000.00 for the conduct of the State's portion of the project.

Request appropriate signature of approval on page 6 of the agreement, and notarization on page 7. (December 23, 1971)

Traffic Engineering Items

25 Route 80, Section 1U, 6A, 7A & 8A

Approval is recommended of the plans and specifications for submission to the Federal Highway Administration, and authority to advertise for [illegible] approval has been received from the Federal Highway Administration [illegible] Route 80, Section 1U, 6A, 7A & 8A, from West of Mount [illegible] to Route 46 Emergency Call System, Townships of Mount Olive, Byram, Roxbury, Rockaway, Jefferson and Denville, Boroughs of Netcong, Stanhope, Mount Arlington, Wharton and Rockaway, Morris County. Federal Project No. N.J.-I- [illegible] and N.J.-I-80-[illegible]. (December 20, 1971)

Stop Intersection - Route 24
Township of Millburn

26 In accordance with the provisions of R.S. 39:4-140 (as amended) it is recommended that the attached regulation be adopted designating a Stop Intersection on:

Route 24
Township of Millburn
Essex County (December 23, 1971)

Yield Intersection - Route 24
Township of Millburn

27 In accordance with the provisions of R.S. 39:4-140 (as amended) it is recommended that the attached regulation be adopted designating a Yield Intersection on:

Route 24
Township of Millburn
Essex County (December 23, 1971)

Legal Speed Zone - Route 35
Monmouth County

28 In accordance with the provisions of R.S. [illegible] (as amended) it is recommended that the attached regulation be adopted establishing [illegible] zones along:

Route 35 in
Eatontown Borough, New Shrewsbury
Borough, [illegible] Borough, [illegible]
Borough, Middletown Township, [illegible]
[illegible]
and [illegible].

It is further recommended that the following [illegible]:

Regulation	Adopted	Approved
LS-[illegible]	1-[illegible]	1-[illegible]
LS-[illegible]	- - - -	[illegible]
LS-[illegible]	- - - -	- - - -
[illegible]-1-35		9-[illegible]

(December 22, 1971)

Local Government Aid Items

TOPICS PROGRAM -T-4001(48)
City of Bayonne, Hudson County

29 It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project involves the development of a comprehensive traffic engineering study of the streets and highways in the City of Bayonne, Hudson County, TOPICS Project No. T-4001(48). Total estimated cost is $90,200.00 to be financed 12½% from the City of Bayonne, 37½% from the N. J. Department of Transportation, and 50% from federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968.

612-120-769 (December 22, 1971)

TOPICS PROGRAM T-4003(3)
Atlantic County

30 It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project involves the improvements of intersections and a oneway street system in Atlantic City, Atlantic County, TOPICS Project No. T-4003(3). Total estimated cost is $672,700.00 to be financed 50% from the New Jersey Department of Transportation, and 50% from Federal Funds as provided in Section 10 of the Federal Aid Highway Act of 1968.

620-160-810

(December 20, 1971)

TOPICS PROGRAM - T-4001(32)
Hudson County

31 Approval is recommended of the plans and specifications and the Force Account Price Agreement which provides for the assembling and installation of 636 street name signs at intersections on the TOPICS Study System in Union City, Hudson County. Total estimated cost is $8,400.00 to be financed 50% from the New Jersey Department of Transportation and 50% from Federal Funds as provided in Section 10 of the Federal Aid Highway Act of 1968.

620-160-810 (December 22, 1971)

County Aid - Fort Lee Borough
Bergen County

32 Approval is recommended of acceptance and authorization of final payment of $9,000.00, State's share, for the improvement of Linwood Avenue, Borough of Fort Lee, Bergen County, B-1D(C)66, completed by contract at a total cost of $27,006.36. County Aid. (December 22, 1971)

County Aid - City of East Orange
Essex County

33 Approval is recommended of acceptance and authorization of final payment for the improvement of Park Avenue, in the City of East Orange, Essex County, (E-9(C)S-68) completed by contract at a total cost of $25,687.08. State's share is $12,843.54 of which $9,841.25 has already been paid on Partial Estimate No. 1, leaving a balance to be paid of $3,002.29. County Aid. (December 22, 1971)

Municipal Aid - Egg Harbor Township
Atlantic County

34 Approval is recommended of acceptance and authorization of final payment of $52,326.00, State's share, for the improvement of Ridge Avenue, Township of Egg Harbor Atlantic County, A-14X-67, completed by contract at a total cost of $61,629.57. Municipal Aid. (December 22, 1971)

Municipal Aid - South Hackensack Township
Bergen County

35 Approval is ~~recommended of plans and supplementary~~ specifications for the construction of Wesley Street, South Hackensack Township, Bergen County, B-29-71. Municipal Aid. (December 22, 1971)

Municipal Aid - Borough of Lodi
Bergen County

36 Approval is recommended of acceptance and authorization of final payment of $7,094.00, State's share, for the improvement of Christopher Street, Church Street, Grant Street, Grove Street, Henry Street, Mary Street and Westminster Place, Borough of Lodi, Bergen County, B-6F-70, completed by contract at a total cost of $15,093.94. Approval is also recommended of deducting $684.27 from the total cost of construction due to non-conformance to the Job Mix Formula, Air Void Requirements of the Bituminous Concrete Pavement. Municipal Aid. (December 22, 1971)

Municipal Aid - West Wildwood Borough
Cape May County

37 Approval is recommended of acceptance and authorization of final payment of $3,000.00, State's share, for the improvement of Maple Avenue, Magnolia Avenue and Poplar Avenue, Borough of West Wildwood, Cape May County, CM-13-71, completed by contract at a total cost of $5,028.40. Municipal Aid. (December 22, 1971)

Municipal Aid - Belleville Town
Essex County

38 Approval is recommended of acceptance and authorization of final payment of $58,239.90, State's share, for the improvement of Belmont Avenue, Town of Belleville, Essex County, E-21X-67, completed by contract at a total cost of $77,830.60. Municipal Aid. (December 22, 1971)

Municipal Aid - City of Clifton
Passaic County

39 Approval is recommended of acceptance and authorization of final payment of $9,518.44, State's share, for the improvement of Getty Avenue, Entin Road & Carol Street, City of Clifton, Passaic County, P-2A-69, completed by contract at a total cost of $10,576.04. Municipal Aid. (December 22, 1971)

Municipal Aid - Hillside Township
Union County

40 Approval is recommended of the request from Hillside Township, Union County of combining the 1965, 1969 and 1971 Formula Funds on Paul Street and Cornell Place with the 1970 and 1971 construction funds on Central Avenue, Section 2, U-5-70 as one project.

Approval is also recommended of supplementary specifications for the construction of Central Avenue, Section 2, Paul Street and Cornell Place, Hillside Township, Union County, U-5-70. Municipal Aid. (December 20, 1971)

Right of Way Items

General Property Parcel Map
Route 168, Section 1

41 There is presented a sheet of the General Property Parcel Map on Route 168, Section 1, Evesham Road to Turnerville, Control Section 0425-401, showing right of way to be acquired for Parcel 1. There is also attached a Processing Form recommended and approved by Messrs. Sliwa and Freidenrich.

It is recommended that this portion of the General Property Parcel Map be approved, subject to such changes as may be necessary in order to conform with construction plans as finally adopted and approved; and that authority be granted to negotiate for the acquisition for the necessary right of way.

It is to be noted, according to the Processing Form and engineering correspondence of December 10, 1971 and August 30, 1971 attached, the owners have agreed to donate this parcel at no cost or obligation to the State, etc.; therefore, no funding is requested. (December 22, 1971)

Funds - Right of Way
Route 45, Section 1B

42 There is presented again the matter of funding on Route 45, Section 1B, Overpass Bridge & Approaches of New Jersey Turnpike, Control Section 0809-401. There is attached a Processing Form recommended and approved by Messrs. Sliwa and Freidenrich, and approved as to the availability of funds by Mr. Donald Klimaszewski.

A "hold" was placed on Parcels R2C3A, R2C3B and R2C4 (1955). These parcels have now been released for acquisition and the sum of $25,000. is needed to acquire them. Authority is requested to set up the sum of $25,000.00 from funds available under Item 61 of the 1971 Construction Program. (100% State Bond) (December 22, 1971)

Right of Way - Route U.S. 9
Section 22

43 There is presented negotiated purchase agreement on Route U.S. 9 (1953), Section 22, Fort Plains To Route 33;

Parcel E102 Patrick J. Garofalo & Naomi Garofalo, h/w Consideration $250.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $250. Approval is recommended. (December 27, 1971)

Right of Way
Route U.S. 9, Section 22

44 - There is presented negotiated purchase agreement on Route U.S. 9 (1953), Section 22, Fort Plains To Route 33;

Parcel E115	Silver Enterprises, Inc.	Consideration $500.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $500. Approval is recommended. (December [illegible], 1971)

Right of Way - [illegible]

45 - There is presented negotiated purchase agreement on Route [illegible], Whippany Road to Ridgedale Avenue, [illegible]

Parcel [illegible]	Gustave C. Giebel & Helen L. Giebel, his wife	Consideration $49,700.
		Including down payment of $12,400.

Plus Replacement Housing Bonus of $ 2,6[illegible].
to be paid on satisfaction by State
that seller has purchased & occupied
a decent, safe and sanitary replacement
dwelling.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $49,700. The Replacement Housing Bonue is $2,659. It is recommended that this agreement be approved.

It is further requested that authority be granted to dispose of the 2-story structure and the 1-car garage with attached storage shed either by public auction, by sealed bids, or to the contractor for the purpose of demolition. (December 27, 1971)

Right of Way - Route U.S. [illegible]
Section 12

46 - [illegible]

[illegible] (December 27, 1971)

Right of Way
Route 78, Section 5D

47 - There is presented herein negotiated purchase agreement on Route 78, Section 5D, Federal Aid Project I-78-5-(4) 5[illegible], from Springfield Avenue to Garden State Parkway. Condemnation proceedings were previously authorized for Parcel 281 on June 2, 1970 at which time the owner's were demanding $28,000.

Subsequently, the parcel was revised from a partial taking to an entire taking. Negotiations for the revised parcel have resulted in the execution of an agreement as follows:

Parcel R281	William C. Carlden & Edith Carlden, h/w	Consideration $31,000.
		Including down payment of $ 7,7[illegible].

Plus Replacement Housing Bonus of $ 5,000.
to be paid on satisfaction by the
State that sellers have purchased and
occupied a decent, safe, and sanitary
replacement dwelling.

The parcel having been appraised and the Reviewer's registered Fair Market Value Determination is $31,000., the Replacement Housing Bonus is $5,000. Approval is recommended.

It is further recommended that condemnation proceedings previously authorized for Parcel 281 be discontinued. Further authority is requested to withdraw the deposit of $13,000. heretofore made into the Superior Court under the declaration of taking.

It is further requested that authority be granted to dispose of the improvements either by public auction, by sealed bids, or to the contractor for the purpose of demolition. (December 20, 1971)

✓Right of Way
Route 295, Section 8

48 There is presented negotiated purchase agreement on Route 295 (1953), Section 8, Federal-aid Project I-295-2-(53), From Route 33 to Route U.S. 1;

Parcel R41 Plus damaged remnant to be acquired	Mary E. Griffis	Consideration	$16,300
			$ 500
			$16,800
		Including down payment of	$ 2,000
		Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling.	$ 5,000

The parcel has been appraised and the Reviewer's registered Fair Market Value determination is $16,300. The damaged remnant value is $500. The Replacement Housing Bonus is $5,000. It is recommended that this agreement be approved.

Authority is requested to dispose of dwelling and shed to the road contractor by public auction, or by sealed bids. (December 20, 1971)

✓Right of Way
Route 295, Section 8

49 There is presented negotiated purchase agreement on Route 295 (1953), Section 8, Federal-aid Project I-295-2-(53), From Route 33 to Route U. S. 1;

Parcel [illegible] Plus damaged remnant to be acquired	Albert Barr & Julia C. Barr, h/w	Consideration	$27,900.
			500.
			$28,400.
		Including down payment of	$ 7,100.
		Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe, and sanitary replacement dwelling.	$ 5,000.

The parcel has been appraised and the Reviewer's registered Fair Market Value determination is $27,900., the damaged remnant being $500., totaling $28,400. The Replacement Housing Bonus is $5,000. It is recommended that this agreement be approved.

Authority is requested to dispose of dwelling, shed and dog kennels either by public auction, by sealed bids, or to the road contractor for the purpose of demolition. (December 27,1971)

Right of Way -
Route 3, Section 3

50 There is presented again the matter of acquisition of property on Route 3, Section 3, Federal Aid Project U-186-(13), Passaic River to Route 20. Condemnation proceedings were previously authorized as the registered Fair Market Value determination is $124,300, which was offered to and refused by the owners.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel [illegible]	Allen Oil Company	Consideration $138,000.
	including $124,300. previously withdrawn from court.	

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $124,300. The variance is not substantial considering the fact that settlement is all inclusive of interest and all claims against the state. Therefore settlement would appear to be in the public interest and approval is recommended.

Authority is requested to make payment of $13,700., representing the difference between the consideration provided for in the agreement and the deposit withdrawn from the Court by the sellers.

It is also recommended that condemnation proceedings previously authorized be discontinued. (December 27, 1971)

Right of Way
Route 15 Freeway, Section 8

51 There is presented again the matter of acquisition of property on Route 15 Freeway, Section 8, Shawnee Drain To Morris-Sussex County Line. Condemnation proceedings were previously authorized at which time the owner refused to negotiate until the road is built.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 23	Charles D. Bullock and Maxine G. Bullock, his wife, and Bahri Karaoglu	Consideration $900

The parcel having been appraised and the Reviewer's registered Fair Market Value Determination being $900, approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking.

(December 27, 1971)

Right of Way
Route 18 Freeway, Section 11

52 [illegible]

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (December 27, 1971)

Right of Way -
Route 20, Section 3

53 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 20, Section 3, from Main Street to Maple Avenue Interchange, Parcel 74.

Authority is requested to rent the subject apartment to Lewis Baum for a rental of $85 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #20-3-74-3.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupant. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on November 30, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy.
(December 22, 1971)

Right of Way
Route 20, Section 3

54 There is presented the matter of a Commercial Lease Occupancy Agreement for an apartment located on Route 20, Section 3, from Main Street to Maple Avenue Interchange, Parcel 74.

Authority is requested to rent the subject apartment to Lewis Makarowski for a rental of $45 per month based upon the terms and conditions set forth in the Commercial Lease Occupancy Agreement, Rent Account #20-3-74-6.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupant. The analysis, copy attached, was prepared by a representative at the Northern District Property and Relocation Section on November 18, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy.
(December 22, 1971)

Right of Way
Route 23, Section 2

55 There is presented again the matter of acquisition of property on Route 23, Section 2, Control Section 1604-401, Essex County Line to Black Oak Ridge Road. Condemnation proceedings were previously authorized as the registered Fair Market Value determination of $4,750 was offered to and refused by the owner.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 36	Wayne Valley Shopping Center, Inc.	Consideration	$5,500.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $4,900. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is also recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit $4,750 heretofore made into the Superior Court under Declaration of Taking.
(December 22, 1971)

1773

✓Right of Way - Route 36
Section [illegible]

56 There is presented again the matter of acquisition of property on Route [illegible] (1953), Section 3, Federal Project [illegible]-111-(11), [illegible] R.R. and Highway [illegible] State of New Jersey). An agreement was approved by the Commissioner for the parcel on February 24, 1965.

Subsequently, it was determined by our Title Bureau that part of the subject property was owned by the Jersey Central Power & Light Company. The parcel [illegible] Parcel R5A [illegible], owned by the Borough of Atlantic Highlands [illegible] corporation of the State of New Jersey), and Parcel R5B, owned by the Jersey Central Power & Light Company. New negotiations have resulted in execution of an agreement as follows:

Parcel R5A [illegible]	Borough of Atlantic Highlands (A Municipal Corporation)	Consideration $4,0[illegible].

The parcel has been appraised and the reviewer's registered fair market value determination is $4,[illegible]. Approval is recommended. (December 27, 1971)

✓Right of Way - Route 78
Section 5D

57 There is presented again the matter of acquisition of property on Route [illegible], Section 5D, Federal-aid Project I-78-5-(3), Springfield Avenue to Garden State Parkway. Condemnation proceedings were previously authorized, as the registered Fair Market Value determination of $25,300 was offered to and refused by the owner, who made a demand of $38,[illegible] which included the Replacement Housing Bonus.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 231A	James Haskew & Helena, h/w	Consideration $25,2[illegible].
Remnant to be acquired (Parcel X231B)		100.
		Total Consideration $2[illegible],3[illegible].
	Including down payment of	$6,300.
	Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe, and sanitary replacement dwelling.	$5,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $25,200 and the value of the remnant is $100, totaling $25,300. The Replacement Housing Bonus is $5,000. Approval is recommended.

It is also recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking.

It is further requested that authority be granted to dispose of the improvements either by public auction, by sealed bids, or to the contractor for the purpose of demolition. (December 27, 1971)

✓Right of Way - Route [illegible]
Section 5[illegible]

58 There is presented again the matter of acquisition of [illegible], Section [illegible], Federal-aid Project I-[illegible], [illegible] were previously [illegible] and [illegible].

[illegible]

Parcel 231E	James Haskew and Helen Haskew, h/w	Consideration	$11,500.
		Including down payment of	2,500.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination os $11,500. The agreement would appear to be in the public interest. Approval is recommended.

There has been no court deposit.

It is also recommended that condemnation proceedings previously authorized be discontinued.

It is further requested that authority be granted to dispose of the improvements either by public auction, by sealed bids, or to the contractor for the purpose of demolition. (December 27, 1971) ✓ Right of Way
Route 78, Section 5E

59 [illegible], Section [illegible], Project I-78-5-([illegible]), [illegible], Parcel 1[illegible].

[illegible] 78-[illegible]-1[illegible]-[illegible].

This unit is owner occupied and has not been previously rented. [illegible] analysis, copy attached, [illegible] Section on December 27, 1971. It is [illegible] fair and reasonable.

[illegible] requested to close title subject to the [illegible]. (December 27, 1971) ✓

Right of Way
Route 78, Section 5E

60 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5E, Project: I-78-5-(4), from Garden State Parkway to Lyons Avenue, Parcel 153.

Authority is requested to rent the subject apartment to L. C. Flowers and Delores, his wife, for a rental of $120.00 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account Number 78-5E-153-2.

The rental of $120.00 per month represents a reduction in rend from $130.00 per month because the occupants will act as superintendents for the property. Based on an analysis of rentals in the local market of comparable rentals, it is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy. (December 27, 1971)

Right of Way
Route 78, Section 5E

61 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5E, Project # I-78-5-(4), from Garden State Parkway to Lyons Avenue, Parcel 153.

Authority is requested to rent the subject apartment to David [illegible] to remain for a rental of $130.00 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account # 78-5E-153-3.

[illegible] is based on an analysis of rentals in the local [illegible]. The analysis, copy attached, was [illegible] by a representative at the Metropolitan District Property [illegible] Section on October 15, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy. (December 27, 1971)

Right of Way
Route 78, Section 5F

62 There is presented again the matter of acquisition of property on Route 78, Section 5F, Federal Aid Project I-78-5-(5), Lyons Avenue to Schuyler Avenue. Condemnation proceedings were previously authorized, as the registered Fair Market Value Determination of $14,000 was offered to and refused by the owner who made a demand of $17,225.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 95 Plus Remnant	Rufus O. Jimerson & Mary E., h/w	Consideration	$14,000
		Value of the Remnant	$ 1,300
		Total Consideration	$15,300

Including down payment of $1,700

Plus owner's Rental Supplement of $1,500 to be paid on satisfaction by State that seller has rented and occupied a decent, safe, and sanitary replacement dwelling.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $14,000. The owner rental supplement is $1,500. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

There has been no court deposit.

It is further requested that authority be granted to dispose of the improvements either by public auction, by sealed bids, or to the contractor for the purpose of demolition.

It is further recommended that condemnation proceedings previously authorized be discontinued. (December 27, 1971)

Right of Way
Route 80, Section 1A

63 There is presented again the negotiated matter of acquisition of property on Route 80 (1953), Section 1A, Federal-aid Project I-80-1-(2), from Waterloo Road to Route U. S. 46 at Netcong.

On May 23, 1967, an agreement in the amount of $350 was approved by the Commissioner for Parcel 30 in the name of Roy J. and Dorothea Baylor, h/w. Prior to closing, Mr. and Mrs. Baylor refused to execute the deed. On April 12, 1969, Roy J. Baylor et ux conveyed the property to Norman C. Vreeland and Violet M. Vreeland, h/w, whose attorney advised that the consideration of $350 was much too low and was rejected by the new owners. The parcel was then placed in condemnation and the former agreement was rescinded.

[illegible]otiations were then continued with the new owners which resulted in the [illegible] of an agreement as follows:

Parcel 30	Norman C. Vreeland and Violet M. Vreeland, h/w	Consideration $550.

[illegible] has been appraised and the reviewer's registered [illegible] [illegible]. The variance [illegible], [illegible] in the public interest and approval is recommended.

It is further recommended that [illegible] discontinued.

Further authority is requested to withdraw the deposit [illegible] in the Superior Court under Declaration of Taking. (December 20, 1971)

Right of Way
Route 90 Freeway, Section 2

64 There is presented the matter of a self-move agreement for the removal of personal property on Route 90 Freeway, Section 2, Route U. S. 130 to Camden Avenue, Parcel 22, tenant - Acme Accordian Studios, Inc.

The occupant, Acme Accordian Studios, Inc., has complied with our requirements by submitting two estimates for our review and approval and also executed a self-move agreement.

It is recommended that the agreement for the self-move be approved by the Commissioner of the Department of Transportation.

(December 22, 1971)

Right of Way
Route 295, Section 7

65 There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 295, Section 7, Project No. I-295-2-(45), Crosswicks Creek to Route 33, Parcel 42.

Authority is requested to rent the dwelling to Joseph Stettner, et ux, for a rental of $180 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 295-7-42-1. This unit is owner occupied and has not been previously rented. The $180 per month rental appears fair and reasonable and is based on the attached comparable rental documentation report and analysis of December 8, 1971.

Authority is also requested to close title subject to the lease occupancy. (December 22, 1971)

Right of Way
Route 295, Section 7

66 There is presented again the matter of acquisition of property on Route 295 (1953), Section 7, Federal-aid Project I-295-2-(45), Crosswicks Creek to Route 33. Condemnation proceedings were previously authorized on September 20, 1971, at which time the owner was demanding $23,000.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 151	Jennie May Daube, Single, Carle H. Daube, Widower, George E. Daube & Ethel Daube, his wife	
	Consideration	$11,100.
Plus damaged remnant to be acquired (Parcel X1513)		100.
	Total Consideration	$11,200.

1777

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $9,200, the value of the remnant is $100, totalling $9,300. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

No deposit having been made into Superior Court, no request for withdrawal is necessary. (December 22, 1971)

✓Right of Way
[illegible] Freeway, Section 9

67 [illegible] to accept payment in the amount [illegible] kitchen cabinets by the former [illegible] parcel.

The items were removed after possession of the parcel was accepted by the State. The property has been vandalized and [illegible] successfully secured to prevent re-entry. Should the owner be made to return the cabinets, they could easily be [illegible] by anyone at some future time.

In view of these facts, and since the State can realize the benefit of this money, it is recommended that an exception be made in this case to accept the $100, submitted by Mr. David [illegible], the former owner of the above-captioned parcel.

(December 27, 1971)

✓Right of Way
Route 21 Freeway, Section 4

68 [illegible]

It is recommended that authority be granted to institute condemnation proceedings [illegible] this parcel in fee simple, subject to [illegible] public [illegible]. The registered Fair Market Value determination [illegible] City Attorney [illegible].

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of [illegible] use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court [illegible] (December [illegible], 1971)

✓Right of Way
Route 29 Freeway, Section 11

69 [illegible]

(December 23, 1971)

Right of Way
Route [illegible], Section 9

70

There is presented again the matter of acquisition of property on Route [illegible], Section 9, From Leonardville Road to Route 36, Parcel R117[illegible]. Condemnation proceedings were previously authorized on October 13, 1966 at which time the State's [illegible] Fair Market Value of $700 was offered to the owners who could not convey [illegible].

Subsequently, an updated appraisal resulted in the Fair Market Value being [illegible] in the amount of $[illegible] and the Heirs-at-Law of the Estate of [illegible] Morrell, deceased, executed an agreement in the new Fair Market Value of $[illegible], which was approved by the Commissioner on March 28, 1968.

Our Title Bureau, in attempting to close under the agreement discovered that the heirs of John Morrell were seized of only a one-half interest. The other one-half interest is vested in the Heirs of a John Dougherty. Our Title Bureau advises that title is so involved that a closing cannot be made under the existing agreement.

It is therefore recommended that the action of March 28, 1968 approving the purchase agreement in the sum of $1,300 be rescinded and that the agreement be declared null and void.

Further authority is requested to continue with the condemnation proceedings previously authorized on October 13, 1966 and to amend that action to the extent that the up-dated Fair Market Value in the sum of $1,300 be deposited in the Superior Court. (December 22, 1971)

Right of Way
Route [illegible], Section [illegible]

71

[illegible]

[illegible] authority be granted to institute [illegible] [illegible] the State's [illegible] [illegible] who refused to negotiate [illegible].

[illegible] the ultimate [illegible] of compensation, [illegible] the acquisition of this property [illegible] Department of Transportation, [illegible] and to deposit [illegible]. ([illegible] 22, 1971)

Right of Way
Route 37, Section 15

72

There is presented the matter of a business relocation [illegible] for the removal of personal property on Route 37, Section 15, Junction of Route 37 and Washington Street to Thos. A. [illegible], Parcel [illegible]9A, former owner - Bertha Olson.

Due to the urgent need of this parcel for construction, the owner-occupant moved prior to implementation of the [illegible] procedures of the 1968 Highway Act. At the time of [illegible] not authorized to pay relocation costs on 100% State projects. Therefore, the owner-occupant was never requested to [illegible] the necessary estimates for our review and approval.

Since the owner was in occupancy since January 2, 19[illegible], [illegible] eligible for reimbursement of relocation costs on a retroactive [illegible]. She has presented the necessary documentation of expenses [illegible] in the amount of $1,330.

It is recommended that this matter be presented to [illegible] of the Department of Transportation for authority to reimburse Bertha Olson in the amount of $1,330. (December 20, 1971)

Right of Way
Route 78, Section 5D

73

There are presented report and appraisal with map and description on Route 78, Section 5D, Federal-aid Project I-78-5-(3), From Springfield Avenue to Garden State Parkway, Parcel 150B, Estate of Leonard J. Zehnbauer, et al.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel, in fee simple, subject to any public utilities existing on the premises. The registered Fair Market Value determination is $23,900., which was offered to and refused by the owner's agent who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Court $23,900. (December 27, 1971)

Right of Way
Route 78, Section 5D

74

There is presented the matter of an owners housing payment on Route 78, Section 5D, Project No. I-78-5-(3), from Springfield Avenue to Garden State Parkway, Former Owner: Elizabeth Rigal. Parcel 246 & X246B.

On August 3, 1970, the Commissioner of Transportation approved the award in the condemnation of the above captioned property in the amount of $35,000.

In accordance with the 1968 Highway Act, the owner relocated from the above captioned parcel and made application for her housing bonus in the amount of $2,700. A representative of the Department of Transportation of the State of Florida inspected the replacement housing on October 28, 1971 and certified that the replacement housing is decent, safe and sanitary.

Authority is requested to pay the replacement housing bonus in the amount of $2,700. (December 27, 1971)

Right of Way
Route 78, Section 5F

75

There is presented the matter of owners housing payments on Route 78, Section 5F, Federal Project Number I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 138, former owners, Percy Thompson, Jr. et ux and Percy Thompson, Sr., et ux.

Continued negotiations in the condemnation of the above-captioned parcel resulted in an agreement in the amount of $23,600 which was approved by the Assistant Commissioner, Highways on September 4, 1970.

Subsequently by reason of the owners' entitlement to additional benefits, replacement housing additives were established as follows:

Percy Thompson, Jr.	$4,350.00
Registered on	August 27, 1971
Percy Thompson, Sr.	$3,500.00
Registered on	November 4, 1971

The owners complied with the State's regulations in that they purchased a two-family home and occupied separate quarters which were certified to be decent, safe and sanitary by the State's representative on November 15, 1971. The owners submitted the required applications for supplementary payment. The housing bonuses were predicated on a fair market value of $23,000.

Because of the final settlement in the amount of $23,600, an adjustment of the replacement housing bonuses is required and is calculated as follows:

PERCY THOMPSON, JR.

Average Probable Selling Price of Replacement Housing	$27,350.00
Settlement Price	23,600.00
Replacement Housing Bonus	$ 3,750.00

PERCY THOMPSON, SR.

Average Probable Selling Price of Replacement Housing	$26,500.00
Settlement Price	23,600.00
Replacement Housing Bonus	$ 2,900.00

Authority is requested to pay the replacement housing bonuses in the amounts of $3,750 and $2,900. (December 22, 1971)

Right of Way
Route 78, Section [illegible]

76 [illegible] presented [illegible] ter of an Owners Housing Payment [illegible] Route [illegible]. [illegible] Project [illegible], from [illegible] Avenue to Schuyler Avenue, Parcel [illegible]. Former Owners: James Malone and Mary L., his wife.

On January 5, 1971, the Assistant Commissioner, Highways, approved [illegible] with the owners of the above captioned parcel. The agreement [illegible] prior to the determination of the required Replacement Housing [illegible].

An Owners Bonus Payment Review Form was completed by the District [illegible] for a housing bonus in the amount of $5,000. This housing bonus was [illegible] in our Headquarters Office on November 9, 1971.

In accordance with the 1968 Highway Act, the owners relocated from the above captioned parcel and made application for their housing bonus. On November 24, 1971, a representative from the District Office inspected the replacement housing and found it to be decent, safe and sanitary.

Authority is requested to pay the Replacement Housing Bonus in the amount of $5,000. (December 22, 1971)

Right of Way
Route 78, Section 5C

77 There are presented report and appraisal with map and description [illegible] 78, Section 5C, Federal Aid Project I-78-5-(6), from Schuyler Avenue [illegible] Avenue, Parcel 549, Sun Oil Company, A New Jersey Corporation.

It is recommended that authority be granted to institute condemnation [illegible] for the acquisition of this parcel in fee simple, subject to any public [illegible] existing in the premises. The agent refused the registered Fair Market [illegible] Determination of $17,050. and demanded $50,000., which is [illegible]

Should, prior to the ultimate fixing of compensation, any provisions [illegible] relating to the acquisition of this property delay the taking of [illegible] use thereof by the Department of Transportation, authority is requested [illegible] Declaration of taking and to deposit with the court $17,050.

It is further recommended that authority be granted to enter upon the [illegible] remaining land to remove the improvements lying partly within and partly outside of the Right of Way.

It is further requested that authority be granted to dispose of the [illegible] either by public auction, by sealed bids, or to the contractor for the [illegible] of demolition. (December 27, 1971)

1781

Right of Way
Route 78, Section [illegible]

78

There is presented again the matter of acquisition of property on Route 78, Section [illegible], Federal Aid Project I-78-[illegible]-([illegible]), From Schuyler Avenue to Elizabeth Avenue, Parcel [illegible]2, Willie Cannon and Constance Cannon, his wife, and Verdell Cannon, unmarried. An agreement was approved on September 30, 1970 in the sum of $[illegible]0.

Subsequently, it has been determined by the Title Bureau that the owners cannot [illegible] title. It is therefore recommended that the [illegible] dated September 30, 1970, be rescinded and that the agreement be declared null and void.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple subject to any public utilities existing on the premises.

Should, prior to the ultimate fixing of compensation any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the court $[illegible]. [illegible], 1971

Right of Way
Route [illegible], Section [illegible]

79 There is [illegible] of an [illegible], Section [illegible], [illegible] to [illegible] Avenue, Parcel [illegible], Former Owners: [illegible], his wife.

[illegible] the [illegible]

The owner complied with the State's requirements to the extent that [illegible] decent, safe and sanitary housing. [illegible] the owner [illegible] bonus at [illegible] replacement housing [illegible] housing. The State's representative [illegible], and certified that [illegible] decent, safe and sanitary.

[illegible] the replacement [illegible] in the amount [illegible] December [illegible], 1971

Right of Way
Route 92 Freeway, Section 1

80 [illegible]

Right of Way
Route 92 Freeway, Section 1

81 There are presented report and appraisal with map and discription on Route 92 Freeway, Section 1, From Route 33 To Mercer-Middlesex County Line, Parcel R31, Humble Oil & Refining Company (A New Jersey Corporation).

It is recommended that authority be granted to institute condemnation proceedings for the Acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's Registered Fair Market Value Determination of $8,300 was offered to and refused by the owner who is unable to complete negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the Taking of Possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court $8,300.

It is further requested that authority be granted to dispose of the steel pole with light fixture by public auction, by sealed bids, or to the contractor for the purpose of demolition. (December 22, 1971)

Right of Way
Route 295, Section 7

82

There is presented the matter of an owner's housing payment on Route 295, Section 7, Project No. I-295-2-(45), Crosswicks Creek to Route 33, former owner - Joseph B. Joinville, Parcel 10A,B.

On September 3, 1969, the Commissioner of the Department of Transportation approved an agreement with the above owner-occupant providing for a replacement housing bonus in the amount of $1,000. Due to the reexamination of the replacement housing bonus, an updated bonus additive was registered on March 11, 1971, in the amount of $2,050. The registration of $2,050 exceeded the original registration of $1,000 by $1,050, thereby necessitating an increase in the replacement housing bonus.

Authority is requested to pay the replacement housing bonus in the amount of $2,050. (December 22, 1971)

Right of Way
Route 295, Section 7

83

There is presented the matter of an owner's housing payment on Route 295, Section 7, Project No. I-295-2-(45), Crosswicks Creek to Route 33, Parcel 6A and U6B, former owner - Anthony Oros.

An agreement was approved by the Assistant Commissioner, Highways, on August 25, 1971, and subsequently by reason of the owner's entitlement to additional benefits, a Replacement Housing Additive was established in the amount of $3,000. The owner complied with the State's regulations in that he purchased and occupied decent, safe and sanitary housing within a period of one year and submitted the required application for supplementary payment. The State's representative inspected the housing on November 15, 1971, and certified that the replacement housing is decent, safe, and sanitary.

Authority is requested to pay the Replacement Housing Bonus in the amount of $3,000. (December 22, 1971)

Right of Way - Route 295,
Section 7

84 There is presented the matter of an owner's housing payment on Route 295, Section 7, Project No. I-295-2-(45), Crosswicks Creek to Route 33, Parcel 88, former owner - Louis Lansing.

An agreement was approved by the Assistant Commissioner, Highways, on March 3, 1970, and subsequently by reason of the owner's entitlement to additional benefits, a replacement housing additive was established in the amount of $1,300. The owner complied with the State's regulations in that he purchased and occupied decent, safe, and sanitary housing within a period of one year and submitted the required application for supplementary payment. The State's representative inspected the housing on November 30, 1971, and certified that the replacement housing is decent, safe and sanitary.

Authority is requested to pay the replacement housing bonus in the amount of $1,300. (December 27, 1971)

Appraisal Contract
Hansen Appraisal Service, Inc.
Route 78, Section 5D

85 Under date of August 5, 1965 the Deputy State Highway Commissioner approved a contract with Hansen Appraisal Service, Inc. to appraise a number of parcels on Route 78, Section 5D. It is now necessary to secure an appraisal of Parcel 415 in order to have a fee witness available for court appearance.

Hansen Appraisal Service made the appraisals on this contract through a subsidiary, Appraisal Consultants, Inc. Hansen Appraisal Service later transferred its interest to the subsidiary and all work on this contract is now being performed by Appraisal Consultants, Inc.

Authority is requested to modify the contract by addition of the attached amendment which is submitted with recommendation that it be approved and executed by the Commissioner.

Parcel to be added -415, fee $350 (December 20, 1971)

Appraisal Contract
Joseph J. Blake & Associates
Route 78, Section 5F

86 On March 19, 1968 the Commissioner approved a contract with Joseph J. Blake & Associates to appraise a number of parcels on Route 78, Section 5F. Included in the contract were Parcels 92 and 100 on which appraisals have been submitted. It is now necessary to secure reappraisals in order to bring the original figures up to the complaint dates.

Authority is requested to modify the contract by addition of the attached amendment which is submitted with recommendation that it be approved and executed by the Commissioner.

Parcels to be updated - 92, fee $250; 100, fee $250 (December [illegible], 1971)

Appraisal Orders

87 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
12/14/71	1971-A-498	Seymour Simon	Monmouth	2	$3,[illegible]
"	499	Orbaker Assoc. Inc.	"	2	3,[illegible]

Approval is recommended.

Authority is requested to cancel Parcels 2G & UER2H on Order 1971-A-286 to Seymour Simon and on Order 1971-A-287 to Orbaker Associates, Inc. Further studies initiated a change in the highest and best use and the engineering report which we had initially planned to order is no longer required.

Parcels to be added - R2G & UER2H on 2 orders, total fees $6,000

Parcels to be cancelled - 2G & UER2H on 2 orders, total fees $2,100
(December 20, 1971)

✓ Appraisal Orders

88 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
12/20/71	1971-A-508	Joseph A. Martin	Ocean	9	$400
"	509	Sanford Krasner	Middlesex	1	2,000
"	510	Jack W. Harelick	Passaic	1	400
"	511	Appraisal Consultants	"	1	[illegible]
"	512	Seymour Simon	Essex	2	[illegible]
"	513	Sanford Krasner	"	[illegible]	[illegible]

Approval is recommended. (December 28, 1971)

Legal Items ✓

Right of Way
Route 3, Section 3

89 There is presented the matter of the stipulated judgment entered against the State in the condemnation of property on Route 3, Section 3, Federal Project U-186-(18), from Passaic River to Route 20, Parcel 97, Put[illegible] Corporation, a Corporation of New Jersey.

The above parcel was authorized for condemnation on November 24, 1969. April 6, 1971 a hearing was held and an award was rendered in the sum of $1,062,000. which was appealed by the State. Subsequently, prior to a jury trial, a conference was held and both the owner and the State agreed to consent judgment in the sum of $1,062,000.

It is therefore recommended that the judgment of $1,062,000. be paid without interest and without court costs. It is to be noted that the sum of $677,000. has been deposited with the Superior Court and therefore the balance to be paid in this matter is $385,000.

This is a corrective action and it is recommended that the commission action dated November 22, 1971 be rescinded. (December 20, 1971)

✓ Right of Way
Route U.S. 9, Section 4

90 There is presented the matter of the judgment entered against the State in the condemnation of property on Route U.S.9, Section 4, Parcel R 63A3, in the Township of Madison, County of Middlesex, owned by Nathan J. Miller and Elaine Miller, his wife; Samuel Levine and Mildred Levine, his wife; and Jacob Botvinick and Evelyn Botvinick, his wife. The Complaint was filed on July 7, 1970. The fair market value was registered on April 6, 1970 and re-registered as of January 11, 1971, both instances in the amount of $47,000.00. A Declaration of Taking and deposit of $47,000.00 was filed on July 8, 1970. The commissioners rendered an award of $47,000.00, from which the owners appealed.

At the jury trial before the Honorable Abe S. Schwartz, J.C.C., T/A, in New Brunswick, on October 27, 28, 29 and November 1, 3 and [illegible], 1971, the State presented Mr. William T. Ard, a fee appraiser from Elizabeth, New Jersey. Mr. Ard used the comparable sales approach, indicating a before value of $97,600 and an after value of $54,500.00. Thus the total compensation indicated by Mr. Ard was $43,100.00.

The owner, represented by Peter H. Wegener, Esq., presented Mr. Alan Fischel as its appraisal witness. Mr. Fischel testified to a before value of $118,600.00, and an after value of $48,100.00, leaving a value for the taking, plus damages, of $70,500.00.

The owner also presented several other witnesses, the most significant one being John Allgair, former Madison Township Engineer, who proposed to testify to a cost of fill of some $60,000.00 to $70,000.00 which would be tacked on to Fischel's opinion of value. The trial judge, however, ruled this evidence inadmissible.

The jury returned a verdict in the amount of $52,000.00, which is considered fair and reasonable. It is recommended that the award be approved, and that the matter be closed for the $5,000.00 excess over the deposit previously made into court. (December 22, 1971

✓

Right of Way
Route 21F, Section 6

91 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 21F Section 6,Parcel R64, owned by William D. Filipovsky; et al.

The complaint was filed April 2, 1971 and a Deposit made into Court on October 26, 1971 in the amount of $3,500, the registered fair market value.

At the hearing, the owners, who were represented by counsel, testified to a value of $11,000 and the State testified to $3,500.

The Report of Commissioners was in the amount of $6,500. It is recommended that the award be appealed and a protective appeal has been filed. (December 16, 1971)

✓

Right of Way
Route 35, Section 6

92- There is presented here the matter of the condemnation of property on Route 35, Section 6, Parcel R8 owned by Sobie Investments Inc., a corporation of New Jersey; et al. A Commission Hearing was held on October 27, 1971.

A Complaint was filed on October 7, 1970. A deposit in the amount of $44,300.00 was made on November 25, 1970. The condemnees withdrew $25,000.00 on September 21, 1971. The latest registered fair market value was $44,800.00. The State testified to a valuation of $38,500.00 due to the removal of a sign in the right of way. The property owners testified to a valuation of [illegible],200.00. The commissioners returned an award of $42,350.00. It is recommended that this award be paid plus any applicable interest.

No protective appeal has been filed. (December [illegible], 1971)

Right of Way
Route 37 Freeway, Section 4

93 There is presented here the matter of a settlement in a condemnation action regarding the property on Route 37 Freeway, Section 4, Parcel RE30J owned by The Central Jersey Bank and Trust Company.

The above entitled matter was scheduled for September 9, 1971. Prior to conducting the commission hearing the attorney for Ginny Enterprises contacted Courtland T. Babcock, II, Deputy Attorney General, with a view toward obtaining a settlement in the amount of $500, which the State responded to in the negative. However, the property owner's attorney agreed to settle this matter for $375. After consultation with Angelo A. Alfano, Supervisor, Bureau of Acquisitions, it was agreed that a settlement in the amount of $375 was most agreeable to the State. Accordingly this matter was settled with the property owner in the amount of $375. Complaint was filed on December 1, 1970 and a deposit was made on December 4, 1970 in the amount of $250. Fair Market Value was re-registered in the amount of $300.

It is, therefore, recommended that the settlement figure in the amount of $375, less the deposit of $250., be approved and paid together with lawful interest as computed by the Bureau of Titles.
(December 16, 1971)

Right of Way
Route 37 Freeway, Section 4

94 There is presented here the matter of a settlement in a condemnation action regarding the property on Route 37 Freeway, Section 4, Parcel E30K, owned by The Central Jersey Bank and Trust Company.

The above entitled matter was scheduled for September 9, 1971. Prior to conducting the commission hearing the attorney for Ginny Enterprises contacted Courtland T. Babcock, II, Deputy Attorney General, with a view toward obtaining a settlement in the amount of $500, which the State responded to in the negative. However, the property owner's attorney agreed to settle this matter for $375. After consultation with Angelo A. Alfano, Supervisor, Bureau of Acquisitions, it was agreed that a settlement in the amount of $375 was most agreeable to the State. Accordingly this matter was settled with the property owner in the amount of $375. Complaint was filed on December 14, 1970 and a deposit was made on December 15, 1970 in the amount of $250. Fair Market Value was re-registered in the amount of $300.

It is, therefore, recommended that the settlement figure in the amount of $375, less the deposit of $250., be approved and paid together with lawful interest as computed by the Bureau of Titles.
(December 16, 1971)

Right of Way
Route 70, Section 3

95 There is presented here the matter of the condemnation award entered against the State in the condemnation of property on Route 70, Section 3, Parcel 39 owned by Joseph J. Lafferty and Thomas A. Lafferty: et als.

At the hearing before commissioners the State offered testimony in the amount of $7,025.00 which was the registered Fair Market Value of the property. The property owner offered no expert testimony.

The Complaint in this matter was filed on November 19, 1970. No deposits have been made into Court. The Report of Commissioners was in the amount of $7,025.00.

It is, therefore, recommended that the Commissioners' Award in the sum of $7,025.00 be approved and that payment in the sum of $7,025.00 be made together with lawful interest as computed by the Bureau of Titles. (December 22, 1971)

✓

Right of Way
Route 55F, Section 7

96 There is presented again the matter of the appeal from the Commissioners' Award in the condemnation action to acquire property situate on Route 55 Freeway, Section 7, Parcel 36 in the City of Vineland, Cumberland County, owned by Nathan Dunkelman; et ux.

The fair market value was registered in the sum of $8,100.00, which sum was deposited in Court on June 3, 1971, and being withdrawn.

The owner testified to a value of $18,000.00 and the State's testimony was in the sum of $8,500.00 and the award was made in the sum of $12,500.00 and an appeal was taken from said award.

At the time of the trial of the appeal, a consent judgment in the sum of $10,000.00 was entered and it is recommended that said judgment be approved and the additional sum of $1,900.00 be paid. (December 22, 1971)

✓

Right of Way
Route U.S. 30 & 130, Section 1

97 There is presented again the matter of the condemnation action instituted to acquire property situate on Route U.S.30 & 130, Section 1, Parcel E2B, owned by Lillian C. Gross; et al.

Shortly after the filing of the complaint, and pursuant to instructions from Commissioner Kohl, the project was abandoned.

Application for leave to abandon upon payment of reasonable counsel fees and costs was made by Deputy Attorney General Joseph Lipkin. Such leave and costs were granted pursuant to an Order of Judge W. Orvyl Schalick, dated April 8, 1971, in the sum of $200.00. Two copies of the Order are attached hereto.

It is recommended that we comply with this Order as quickly as possible and direct payment to S. David Brandt, Esquire, Attorney for the Owner.

I call attention to the fact that the provisions of N.J.S.A. 20:1-30 require payment to the owner of property reasonable costs and expenses when condemnation proceedings are abandoned. (December 23, 1971)

DECEMBER 29, 1971 [illegible]

98 There is presented again the matter [illegible] instituted to acquire property situate on Route [illegible], [illegible], Parcel [illegible], owned by Lillian C. Gross: et al.

Shortly after the filing of the complaint, and pursuant to instructions from Commissioner Kohl, the project was abandoned.

Application for leave to abandon upon payment of reasonable counsel fees and costs was made by Deputy Attorney General Joseph [illegible] leave and costs were granted pursuant to an Order of [illegible], dated April 8, 1971, in the sum of $1,00[illegible]. [illegible] the Order are attached hereto.

It is recommended that we comply with this order as quickly as possible and direct payment to S. David Brandt, Esquire, Attorney for the owner.

I call attention to the fact that the provisions of N.J.S.A. 20:1-30 require payment to the owner of property reasonable [illegible] expenses when condemnation proceedings are abandoned.

December [illegible], 1971

Respectfully submitted,

Jean G. Schwartz
Jean G. Schwartz
Acting Secretary

I hereby certify that the Approvals set forth in this Schedule were approved as indicated and recommend that such actions be ratified and confirmed.

Jean G. Schwartz
Jean G. Schwartz
Acting Secretary, Department of Transportation

The Approvals as indicated in this Schedule are hereby ratified and confirmed.

J. C. Kohl
John C. Kohl
Commissioner of Transportation

STATE OF NEW
DEPARTMENT OF TRAN
TRENTON

SCHEDULE OF APPROVALS -

Administration

1

It is recommended that the att
by Hess Brothers, Inc. and the First C
the provisions of Chapter 79 PL 71 be

Constructi

2 Approval is recommended in making
Constructors, Inc. at their bid, the l
December 16, 1971 in the amount of $4,
Section 1H, From Belleville Turnpike t
Erie Lackawanna Railroad, Superstructu
Viaduct, in the Town of Kearny, Hudson

3 Approval is recommended in making
Wrecking Company, Inc. at their bid, t
December 16, 1971 in the amount of $9
Section 11E, From Ferry Street to Lal
in the City of Trenton, Mercer County

4 Approval is recommended in making
Foster, Inc. at their bid, the lowest
in the amount of $7,866,582.80 for Ro
1 (1953), Section 1B, from Whitehead
and Bridge Structures, in the City of
County. **(January 3, 1972)**

5 William M. Young & Co., Inc., New
project, substantially completed all wo
All corrective work was completed as of

The project has been inspected an

It is therefore recommended that
final payment authorized in accordance
therefrom the amount of $480.00, repre
Calendar Days at $30.00 per day for fa
Number One within the stipulated worki

NO. 1 - 1972

JERSEY
SPORTATION

JANUARY 7, 1972

Items

✓ Escrow Agreement
Under Chapter 79 PL 71
Hess Brothers, Inc.

ached escrow agreement completed
Charter National Bank to implement
approved. (December 29, 1971)

on Items

✓ Route 7(1953), Section 1H

Award of Contract to Mohawk
owest of four bids received on
646,220.00 for Route 7 (1953),
o Fish House Road, Viaduct over
re and Demolition of Existing
County. (January 3, 1972)

✓ Route 29 Freeway, Section 11E

g Award of Contract to Interstate
the lowest of seven bids received on
3,800.00 for Route 29 Freeway,
or Street, Demolition of Buildings,
. (December 30, 1971)

✓ Route 174 Freeway, Section 1A and
Route U.S. 1(1953), Section 1B

Award of Contract to Perkins, Kanak,
of six bids received on December 2; 1971
ute 174 Freeway, Section 1A and Route U.S
Road to Bakers Basin Road, Grading, Paving
Trenton and Township of Lawrence, Mercer

✓ Route 29 Freeway, Section 11C

ark, New Jersey, contractor on subject
rk under the Contract on August 14, 1971.
November 29, 1971.

d found satisfactory for Final Acceptance.

the project be finally accepted and
with the As-Built quantities, deducting
senting Liquidated Damages for sixteen (16)
ilure to complete the demolition of Group
ng time allotted. (December 29, 1971)

6

Route 208(1953), Section 3G, 1B, 2D,4A

[illegible]erman Construction Corporation, Hillside, New Jersey, finally completed all work under their contract for Route 208, Section 3G,1B,2D,4A, on Oct. 1[illegible], 1971.

The project has been inspected and found satisfactory for final acceptance.

It is recommended that the project be finally accepted and final payment be authorized for the entire work in accordance with the As-Built quantities.

It is further recommended that semi-final payment be authorized for the road work, deducting the sum of 2% of the value of the completed work, pending review of the bituminous concrete core report, the compiled analysis and correction of deficiencies. **(December 29, 1971)**

7

Route 444, Section 3A

Consolidated Steel and Aluminum Fence Company, Inc., Kenilworth, New Jersey, contractor on subject project, completed all work under the contract on October 27, 1971.

The project has been inspected and found satisfactory for final acceptance.

It is therefore recommended that the project be finally accepted and final payment authorized in accordance with the As-Built quantities. **(December 29, 1971)**

8

Prequalification of Bidders

Approval is recommended of the attached list of assignment of classification and/or reclassification of prospective bidders as prepared by the Prequalification Committee in accordance with R.S. 27:7-35.1 et seq. The Committee consists of the State Highway Engineer, Deputy Attorney General, Director of Fiscal Management, Director, Division of Construction, and Chief, Bureau of Contract Administration. **(January 5, 1972)**

Design Items

Services - Engineering
Deleuw, Cather & Co.

9

Approval and execution is recommended of the attached Agreement dated December 6, 1971, between Deleuw, Cather & Co. (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the construction of a proposed New York & Long Branch Railroad Company (hereinafter called Railroad) commuter station and facilities in the vicinity of Lloyd Road in Matawan Township, Monmouth County.

The Consultant will be reimbursed for his services as follows:

Salaries toward a tentative ceiling	$111,500.
Soils Work	5,000.
Requested Printing	5,000.
Contingencies	12,000.
Recommended total to be set up	$133,500.

Funds are available from account WBB 630-906-771

(December 29, 1971)

✓Services - Engineering
Goodkind & O'Dea, Inc.

10

Approval and execution is recommended of the attached Agreement dated October 14, 1971, between Goodkind & O'Dea, Inc. (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the construction of a "Park & Ride" station facility of the Erie Lackawanna Railroad adjacent to and northerly of the Pigeon Hill Pool & Park fronting on Route 53 just north of Route 10 in Parsippany-Troy Hills Township, Morris County.

The Consultant will be reimbursed for his services as follows:

Salaries toward a ceiling of	$ 85,000.
Soils Work	10,000.
Requested Printing	3,000.
Use of Motor Vehicles	500.
Contingencies	9,850.
Recommended total to be set up	$108,350.

Funds are available from account WBB 630-907-771
(December 29, 1971)

✓Services - Engineering
Hardesty and Hanover

11

Approval and execution is recommended of the attached Agreement dated November 8, 1971, between Hardesty & Hanover (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the Emergency Bridge Restoration of the west bascule leaf of the existing structure that carrys Route 147 over Grassy Sound Channel, Middle Township, Cape May County.

The Consultant will be reimbursed for his services as follows:

Salaries toward a ceiling of	$33,800.
Use of Motor Vehicles	1,100.
Requested Printing	1,000.
Reimbursement for approved equipment, tools and labor	400.
Contingencies	3,700.
Recommended total to be set up	$40,000.

(December 29, 1971)

✓Services - Engineering
Meridian Engineering, Inc.

12

Approval and execution is recommended of the attached Agreement dated December 21, 1971, between Meridian Engineering, Inc. (Consultant) and the State of New Jersey covering understandings in connection with the performance of various field and office Engineering Services.

The Consultant is to be remunerated for his services toward a ceiling of $29,000. plus $3,000. for contingencies, making a total amount to be set up of $32,000.(December 29, 1971)

Services - Engineering
Route 152
E. Lionel Pavlo Engineering Co.

13 Approval and execution is recommended of the attached Agreement dated November 1, 1971, between E. Lionel Pavlo Engineering Co. (Consultant) and the State of new Jersey covering understandings in connection with the performance of Engineering Services relative to the construction of Route 152 from Bay Avenue, City of Somers Point northeastwardly through Egg Harbor Township, to the westerly abutment of the John F. Kennedy Memorial Bridge over Risley Channel, all in Atlantic County.

The Consultant will be reimbursed for his services as follows:

Salaries toward a ceiling of	$535,000.
Soils Work	50,000.
Requested Printing	4,000.
Use of Motor Vehicles	2,000.
Photogrammetry	15,000.
Contingencies	60,000.
Recommended total amount to be set up	$666,000.

(December 29, 1971)

Route 278, Section 1J
Project Deletion

14 A project has been under design for the inclusion of a Ramp from Route I-278 Westbound to Route U.S. 1 & 9 Northbound and is listed as Route I-278, Section 1J.

On December 22, 1969 the Department requested concurrence from the Federal Highway Administration that this ramp connection be added to the Interstate System.

After considerable correspondence between the agencies, the Federal Highway Administration stated they would consider inclusion of this ramp if further studies which were being made could demonstrate a need.

The studies have been completed and the need for this ramp is very marginal at this time. Therefore, it is recommended that the project be withdrawn from active work and shelved. (January 6, 1972)

15

Negotiation for Construction of
Project - Route 147 over Grassy
Sound, Construction of Temporary
Structure, Middle Twp., Cape May Co.

On October 20, 1971, the west bascule leaf of the bridge carrying Route 147 over Grassy Sound collapsed into the channel. On November 1, 1971, this bridge came under the jurisdiction of the New Jersey Department of Transportation. In order to restore vehicular traffic for relief of hardship conditions, the Bureau of Structural Design prepared plans and specifications to construct a temporary structure until permanent repairs can be made. Due to the necessity for expediting this project, it was deemed proper to seek a responsible contractor to perform the work on a negotiated basis.

Authorization was requested from the State Treasurer's Office to waive normal advertising procedures to negotiate a contract having an estimated cost of approximately $85,000. This request was approved verbally by the Treasurer's Office.

Based on this approval, negotiations with the firm of Foundations & Structures, Inc. were entered into and this resulted in a proposal dated December 10, 1971 from the Contractor to accomplish the work of the contract for a lump sum of $98,995. It is considered that this price is equitable and it is, therefore, recommended that authorization be granted to enter into a binding contract with Foundations & Structures, Inc., Route 49, P.O. Box 368, Tuckahoe, New Jersey 08250, for the completion of the temporary structure and that the sum of $98,995 be provided to pay Foundations & Structures, Inc. for the work of the contract based upon the satisfactory completion thereof.

A condition of approval by the Coast Guard of this work requires the State to post a $5,000 bond or cash, and this is required before actual construction can commence. (January 6, 1972)

Utilities - Route 18 Freeway, Section 8A & 9A
Central Railroad Company of New Jersey

16 Approval and execution of the attached Agreement between the State of New Jersey and the Central Railroad Company of New Jersey which Agreement covers the relocation of Railroad track, both temporary and permanent, to accommodate the construction of subject project, is recommended herewith.

The estimated cost of performing the work including contingencies and flagging is $59,000.00. **(January 5, 1972)**

Utilities - Route 28, Section 6A
Elizabethtown Water Company

17 The construction of Route 28, Section 6A, in Fanwood (Union County) [illegible] the relocation of the water meter pit of the [illegible] Service Station [illegible] Avenue.

Subsequent to the relocation of the pit, it was found that the meter was set [illegible] far below the pavement surface and, therefore, could not be read or serviced.

Funds in the amount of $65.00 are required to cover the cost of remedial work to be performed by a plumber engaged by the Elizabethtown Water Company.

(December 28, 1971) Construction Yr. 71 Item No. 45

Utilities - Route 35, Section 3B
New Jersey Bell Telephone Company

18 Approval and execution is recommended of the attached Utility Order (PUC-16-35-3B) issued to the New Jersey Bell Telephone Company, covering understandings in connection with the State's construction of Freeway Route 35, Section 3B located in the Township of Ocean and the Boroughs of Eatontown and New Shrewsbury, all in the County of Monmouth, which construction will require relocation of existing telephone facilities owned and operated by the Company.

The New Jersey Bell Telephone Company is to be reimbursed for the full and actual cost of the relocation work, which is estimated to be (including contingencies) $42,000.00. **Construction Program Year: 1971 Item No.: 45**
(January 3, 1972)

Utilities - Route 35 Freeway, Section 3B
New Jersey Natural Gas Company

19 Approval and execution is recommended by the attached Order (PUC-17-35-3B) issued to the New Jersey Natural Gas Company covering understanding in connection with the State's construction of Freeway Route 35, Section 3B, located in the County of Monmouth, which construction will require relocation of existing gas distribution facilities owned and operated by the Company.

The Utility Company is to be reimbursed for the actual cost of the removal and relocation work, at an estimated cost (including contingencies) of $33,700.00.
(January 5, 1972)

Utilities - Route 47, Section 1B
New Jersey Bell Telephone Company

20 Approval and execution is recommended of the attached Agreement dated December 8, 1971, between the New Jersey Bell Telephone Company and the State of New Jersey covering understandings in connection with the State's improvement of Route 47, Section 1B, in the Township of Middle, County of Cape May. The construction of the improvement project will not necessitate rearrangement of existing telephone facilities owned by the Company. (December 28, 1971)

✓

Utilities - Route 76 F Interstate,Sec 1H&14C
Public Service Electric & Gas Company

21 Approval and execution is recommended of the attached Order [illegible] issued to the Public Service Electric & Gas Company covering understandings in connection with the State's construction of Interstate Freeway Route 76, Section 1H&14C, in the City of Camden, County of Camden, which construction will require [illegible] of existing electrical facilities owned and operated by the Company. [illegible] reimbursed for the actual cost of removal and re[illegible] estimated cost, including contingencies, of $224,200.00. (December 28, 1971)

✓

Utilities - Route 78, Section 5AU
Public Service Electric & Gas Company

22 Approval and execution is recommended of the attached Order (PUO-1184-78-[illegible] issued to the Public Service Electric & Gas Company covering understandings in connection with the State's construction of Freeway Interstate Route 78, Section 5AU, located in the City of Newark, County of Essex, which construction will require the relocation of existing gas distribution system facilities owned and [illegible] the Company.

The [illegible] Company is to be reimbursed for the actual cost of the relocation [illegible] including contingencies, is estimated to be $42,220.00.
(January 5, 1972)

✓

Utilities - Route 78, Section 5AU
Public Service Electric & Gas Company

23 Approval and execution is recommended of the attached Utility Order (PUO-958-78-5AU) issued to the Public Service Electric & Gas Company covering understanding in connection with the removal and relocation of the Company's existing gas distribution facilities to accommodate the construction of Freeway Interstate Route 78, Section 5AU, located in Town of Irvington and the City of Newark, County of Essex.

The Utility Company is to be reimbursed for the actual cost of the removal and relocation work, which including approximately 10% for contingencies, is estimated to [illegible],500.00. **(December 28, 1971)**

✓

Utilities - Freeway Interstate Route 78, Sec. 5AV
New Jersey Bell Telephone Company

24 Approval and execution is recommended of the attached Order (PUO-930-78-5AV) issued to the New Jersey Bell Telephone Company, covering understandings in connection with the rearrangement of existing Company facilities, to accommodate the construction of Freeway Interstate Route 78, Section 5AV, located in the City of Newark, County of Essex.

The Utility Company is to be reimbursed for the actual cost of the rearrangement work, which including approximately 10% for contingencies, is estimated to cost $65,300.00. (December 28, 1971)

✓

Utilities - Route 174 Freeway,Sec. 1A
Township of Lawrence, County of Mercer

25 Approval and execution is recommended of the attached Agreement (Agreement No. 1) dated December 2, 1971, between the State of New Jersey and the Lawrence Hose Company, covering understandings in connection with the State's construction of Route 174 Freeway, Section 1A, located in the Township of Lawrence, County of Mercer.

The Lawrence Hose Company as part of its right-of-way negotiations requested the State to construct, under its roadway construction project, a pipe sleeve across the Freeway's right-of-way to ensure the Company's future anticipated need to draw water from the Delaware and Raritan Canal, which ability would be denied by proposed Freeway construction.

The Company has agreed to deduct from the total consideration for its property being taken for Freeway purposes (known as Parcel 15 and as indicated on General Property Parcel Map, Route 26 Extension Section 3) the fixed amount of [illegible],000.00 for the construction of said sleeve. (December 28, 1971)

Utilities - Freeway Interstate 295, Sec. 4C &5A
Public Service Electric & Gas Company

26 - Approval and execution is recommended of the attached Agreement [illegible] between the State of New Jersey and the Public Service Electric [illegible] covering understandings in connection with the State's construction of Route 295, Section 4C&5A through portions of the Townships of Florence and Mansfield, [illegible]. The Company, in connection with the aforesaid construction, [illegible] future gas facilities installed under ramps and through the bridges [illegible] at Company expense. (December 28, 1971)

Request for Project Initiation
Route 17
Resurfacing-Rochelle Park

27 - Authorization is requested to develope plans for a resurfacing project on Route 17 in the Vicinity of the Central Avenue, Susquehanna Railroad overpass. The exact limits to be determined after reviewing the reports and making a field review.

Preliminary estimates indicate the cost to be in the range of $100,000. to $150,000. Funds will be requested when additional information is developed.

It is proposed that construction take place during the latter part of the 1972 construction season. (December 29, 1971)

Maintenance Items

Route 80 Section 2N

28 - There is presented herewith a Certificate of Award in connection with bids received on December 2, 1971, for work on Route 80, Section 2N, from Mt. Hope-Dover Road to Route U.S. 46, Chain Link Fence Construction, in the Townships of Rockaway and Denville, Borough of Rockaway, Morris County; Federal Project Number N.J. I-80-2(25)35.

It is recommended that award be made to Consolidated Steel and Aluminum Fence Co., Inc., Kenilworth, New Jersey, on their low bid of $186,717.00 for Items 1A, 2,3, and 4.

Funds are available from Account GEB-62102-600-100-501 and Item No. 2 in the 1971 Construction Program for State and Federal participation respectively.

Upon approval of this action, the original is to be forwarded to Accounting for processing. (December 29, 1971)

Snow Removal - Contracts

29 - Authority is requested to negotiate snow removal contracts for the coming 1971-1972 winter season with the following contractors:

Rudolf Meckel & Son, Inc., Vineland, N.J. - Snow Section 5425262.

A. Nevitt Jr. & Sons, Inc., Marlton, N.J. - Snow Section 5411262.
(December 28, 1971)

Planning and Research Items

Engineering Agreement (8/29/68)
Route N. J. 28
City of Elizabeth - Union County

30 Approval is recommended to terminate the feasibility engineering study for the subject project and to terminate the subject agreement when the necessary closing and audit have been completed.

This recommendation results from understandings reached at monthly meetings regarding status of projects. (December 29, 1971)

Engineering Agreement (4/6/64)
East-West Route - Across Northern Bergen County
Alpine to Pompton

31 Approval is recommended to terminate the feasibility engineering study for the subject project and to terminate the subject agreement when the necessary closing and audit have been completed.

This recommendation results from understandings reached at monthly meetings regarding status of projects. (December 29, 1971)

Engineering Agreement (3/19/69)
Route 40 Freeway - Wooodstown Bypass
Salem County

32 Approval is recommended to terminate the engineering study for the subject project and to terminate the subject agreement when the necessary closing and audit have been completed.

This recommendation results from understandings reached at monthly meetings regarding status of projects. (December 29, 1971)

Agreement - State of New Jersey's participation in a New Jersey Joint Use Park-and-Ride demonstration program

33

The attached Agreement is submitted for approval and signature signifying the State of New Jersey's participation in a New Jersey Joint Use Park-and-Ride demonstration program.

The U. S. Department of Transportation has provided a grant to Tri-State Regional Planning Commission for a demonstration program on this subject. Tri-State, in fulfillment of the project objectives, desires to engage the services of the State for this program. Reference is made to the Commission Action of December 23, 1971 approving the New Jersey Route 3 Surveillance and Control program, which is the other program funded by the U. S. Department of Transportation through Tri-State.

The attached Agreement will provide the State with funds in the amount of [illegible] for the conduct of the study.

Request appropriate signature of approval on page 6 of the Agreement, and notarization on page 7. (December 29, 1971)

Public Transportation Items

Agreement
Ford, Bacon & Davis, Inc.
Waterborne Study

34 Execution of agreement dated October 29, 1971 between the State of New Jersey and Ford, Bacon and Davis, Inc., to determine the practicability of waterborne passenger transportation between New York and New Jersey.

Funds in the amount of $15,000 will be made available in account XAP 64101-600-~~100~~ 161-389 after transfers have been completed. **(January 7, 1972)**

Erie Lackawanna Railway Company
1972 Additional Subsidy

35 To commit additional funds for fiscal year 1972 in accordance with a contract dated July 1, 1967 and supplemental agreement dated October 15, 1970 between Erie Lackawanna Railway Company and the State of New Jersey acting by and through the Commuter Operating Agency, under which the railway shall render passenger service for which they will receive payments computed pursuant to the contract.

Transfer in the amount of $2,054,000 should be made to account SKO 63201-600-100-500. **(January 7, 1972)**

Agreements - Associated Bus Co. of Hawthorne
Associated Bus Co. of No. Haledon- Counties
of Bergen & Passaic - 1972 Bus Subsidies

36 Execution of agreements dated July 1, 1971 between the State of New Jersey, acting by and through the Commuter Operating Agency, and Associated Bus Company of Hawthorne and Associated Bus Company of North Haledon and the Counties of Bergen and Passaic providing for the furnishing of certain bus passenger service until June 30, 1972 pursuant to the provisions of Chapter 134, Laws of 1969, as amended, at a cost not to exceed $51,710 of which the Counties of Bergen and Passaic have agreed to reimburse the State 25 percent or $12,927 in the aggregate.

Resolution adopting this action was unanimously approved at the Commuter Operating Agency meeting.

Funds in the amount of $51,710 are available in account SKB-63202-600-100-502.

Please forward original copy of this action to the Director of Fiscal Management.

State Share	$38,783
Counties Share	12,927
	$51,710

(January 6, 1972)

Traffic Engineering Items

Lighting - Utility
Route 162 Cape May Canal Bridge
Cape May County

37 Approval is recommended for the Electrical Bureau to install highway lighting, consisting of twenty-two (22) 250 watt mercury vapor lamps, along the approaches of the new bridge on Route 162 over the Cape May Canal, Cape May County. It is understood that the units will be billed at the [illegible] rate of the Atlantic City Electric Company of $90 per lamp per year, or a total yearly operating cost of $1,980. **(January 7, 1972)**

Drawbridges
Route 152 Broad Thorofare Bridge
Egg Harbor Township - Atlantic County

38 Approval is requested for the commitment of funds in the amount of $7,500.00 for fiscal year 1971-1972 for the operation of the Route 152 Broad Thorofare Bridge, Egg Harbor Township, Atlantic County. The Department has agreed to reimburse the County of Atlantic in the amount not to exceed $7,500.00 per year for the operation of this bridge. Approval is also requested for commitment of funds in the amount of $2,000.00 to cover commitment balance for fiscal year 1970-1971. (December 28, 1971)

Pennsylvania-Reading Seashore Line
Railroad Bridge - Cape May
Cape May County

39 Approval is requested for the commitment of the funds in the amount of $20,500.00 for fiscal year 1971-1972 and the month of June, 1971, for the operation of the Pennsylvania-Reading Seashore Line Railroad Bridge, Cape May, Cape May County. (December 28, 1971)

Traffic Signal Approval

40 In accordance with the provisions of R.S. 39:4-120 (as amended), it is recommended that the traffic signal and the regulatory signs and markings necessary for the proper operation of the signal, be approved at the following intersection:

ROUTE	INTERSECTION	MUNICIPALITY	COUNTY	DRAWING NO.
30	Rt. US 202 Relocated (Littleton Rd) and Cherry Hill Road Relocated	Parsippany Troy Hills Twp	Morris	TS 2276

(December 28, 1971)

Local Government Aid Items

State Aid Road System
Gloucester County

41 Approval is recommended of the action taken by the Board of Chosen Freeholders of Gloucester County in awarding the contract for the construction of Tuckahoe Road, Section 4 to the second low bidder, Rudolf Meckel and Son, Inc., 12 North Delsea Drive, Vineland, N.J. for their lump sum bid of $579,139.32 instead of awarding the contract to Trap Rock Industries Inc. The Supreme Court of the State of New Jersey determined on November 23, 1971 that Trap Rock Industries, Inc., was disqualified to receive public contracts and that such award could be made to the next low bidder. State Aid Road System. (January 6, 1972)

Municipal Aid - Atlantic City
Atlantic County

42 Approval is recommended of acceptance and authorization of final payment of $51,742.00, State's share, for the improvement of Missouri Avenue, Hamilton Avenue, Emerson Avenue, Brighton Avenue, Montpelier Avenue, Dover Avenue, Bartram Place, LaClede Place, Raleigh Avenue, Sunset Avenue and Ridgeway Road, City of Atlantic, Atlantic County, A-2-69, completed by contract at a total cost of $87,502.39. Municipal Aid. (December 28, 1971)

Municipal Aid - Borough of Bogota
Bergen County

43 Approval is recommended of acceptance and authorization of final payment of $2,000.00, State's share, for the improvement of West Fort Lee Road, Borough of Bogota, Bergen County, B-4-70, completed by contract at a total cost of $2,904.80. Municipal Aid. (December 28, 1971)

Municipal Aid - Hasbrouck Heights Borough
Bergen County

44 Approval is recommended of acceptance and authorization of final payment of $7,619.81, State's share, for the improvement of Lincoln Avenue, Borough of Hasbrouck Heights, Bergen County, B-4F-70, completed by contract at a total cost of $8,711.34. Approval is also recommended of deducting $244.89 from the total cost of construction due to non-conformance to the Job Mix Formula of the Bituminous Concrete Pavement. Municipal Aid. (January 6, 1972)

Municipal Aid - Dennis Township
Cape May County

45 Dennis Township, Cape May County, received one bid on December 13, 1971 for the construction of Lehner Road, Section 2, CM-4-71. The recommendation of the Township is to make the award of contract to John F. Gandy, 2 East Margate Avenue, Marora, N.J. on his low lump sum bid of $8420.15 for Bituminous Surface Treatment. Approval is recommended. Municipal Aid. (January 6, 1972)

Municipal Aid - City of Wildwood
Cape May County

46 Approval is recommended of acceptance and authorization of final payment of $27,797.00, State's share, for the improvement of Wildwood Avenue, Section 1; Wildwood Avenue, Section 2; Maple Avenue; Lincoln Avenue; Davis Avenue; and Bennett Avenue, City of Wildwood, Cape May County, CM-14-70, completed by contract including engineering at a total cost of $68,541.33. Approval is also recommended of deducting $944.89 from the total cost of construction due to non-conformance to the Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (December 28, 1971)

Municipal Aid - 1972
Hunterdon County

47 Approval is recommended of the allotments of the 1972 Municipal Aid construction fund to the municipalities of Hunterdon County in the total amount of $100,000. State's share, in accordance with attached list. (January 4, 1972)

Municipal Aid - Clinton Township
Hunterdon County

48 Approval is recommended of acceptance and authorization of final payment of $17,996.00, State's share, for the improvement of Deer Hill Road, Township of Clinton, Hunterdon County, HUN-20X-67, completed by contract at a total cost of $28,001.45. Municipal Aid. (January 6, 1972)

Municipal Aid - Carteret Borough
Middlesex County

49 Approval is recommended of supplementary specifications for the construction of Grant Avenue, Carteret Borough, Middlesex County, Mi-11F-71. Municipal Aid. (January 6, 1972)

Municipal Aid - Asbury Park City
Monmouth County

50 Approval is recommended of supplementary specifications for the resurfacing of Pine Street, Asbury Park City, Monmouth County, Mh-3-70. Municipal Aid. (January 7, 1972)

Municipal Aid - Borough of Matawan
Monmouth County

51 Approval is recommended of acceptance and authorization of final payment of $12,595.95, State's share, for the improvement of Wilson Avenue, Taylor Road, Weldon Road, Matawan Avenue & Fierro Avenue, Borough of Matawan, Monmouth County, MH-12F-69, completed by contract at a total cost of $19,527.50. Municipal Aid. (December 28, 1971)

Municipal Aid - Spring Lake Heights Boro
Monmouth County

52 **Spring Lake Heights Borough, Monmouth County, received six bids on December 13, 1971 for the construction of Sixth Avenue, Mh-37-71. The recommendation of the Borough is to make the award of contract to Harris Bros. Const. Co. Inc., Old Mill Road, Belmar, N.J. on their low lump sum bid of $64,245.75 for 1½" FABC-1 surface. Approval is recommended.** (January 6, 1972)

Municipal and Extraordinary Aid
Beach Haven Borough - Ocean County

53 **Beach Haven Borough, Ocean County, received five bids on November 1, 1971 for the construction of Pelham, West and Berkeley Avenues, O-3-68. The recommendation of the Borough is to make the award of contract to AVP Const. Co. of Bretton Woods, N. J. on their low lump sum bid of $20,957.00 for Drainage. Approval is recommended. Municipal and Extraordinary Aid.** (January 7, 1972)

Municipal Aid - Clifton City
Passaic County

54 **Clifton City, Passaic County, received seven bids on September 21, 1971 for the construction of Parker, Lake and Dayton Avenues, P-2-71. The recommendation of the City is to make the award of contract to J. Turco Paving Contr. Inc., 590 Belleville Tpke., Kearny, N.J. on their low lump sum bid of $10,670.40 for 1½" FABC-1 surface. Approval is recommended. Municipal Aid.** (January 6, 1972)

Municipal Aid - Woodstown Borough
Salem County

55 Approval is recommended of acceptance and authorization of final payment for the improvement of West Millbrooke Avenue & Mill Street, in the Borough of Woodstown, Salem County, (S-15-67) completed by contract at a total cost of $17,060.09. State's share is $13,267.57 of which $11,183.06 has already been paid on Partial Est. No. 1, leaving a balance to be paid of $2,084.51. Approval is also recommended of cancelling the balance of $2,306.38, State funds remaining on this project and of adding the same to the County General Funds. Municipal Aid. (December 28, 1971)

Municipal Aid - Branchville Borough
Sussex County

56 Approval is recommended of acceptance and authorization of final payment for the improvement of Roslyn Road & Main Street Intersection, in the Borough of Branchville, Sussex County, (SU-3-70) completed by contract at a total cost of $6,890.00. State's share is $6,000.00 of which $4,879.26 has already been paid on Partial Estimate No. 1, leaving a balance to be paid of $1,120.74. Municipal Aid. (January 6, 1972)

Municipal Aid - Roselle Park Borough
Union County

57 Approval is recommended of acceptance and authorization of final payment of $20,855.00, State's share, for the improvement of Valley Road, Borough of Roselle Park, Union County, U-22x-67, completed by contract at a total cost of $25,713.75. Approval is also recommended of deducting $90.00 from the total cost of construction due to non-conformance to the Job Mix Formula of the Bituminous Concrete Pavement. Municipal Aid. (December 30, 1971)

Municipal Aid - Washington Borough
Warren County

58 Washington Borough, Warren County, received two bids at the second letting on November 9, 1971 for the construction of East Church Street, Section 2 and Belvidere Avenue Drainage, W-19-70. The recommendation of the Borough is to make the award of contract to Inter-County Paving Co., of Hackettstown, N. J. on their low lump sum bid of $25,204.90 for 3" Bituminous Concrete Type FABC surface. Approval is recommended.

Approval is also recommended that State participation in the cost of construction be limited to the amount of the low lump sum bid, less items State not sharing, including item #1, Roadway Excavation, Unclassified and that the cost of all authorized extra and supplemental work is to be absorbed by the Municipality. Municipal Aid. (January 4, 1972)

Right of Way Items

Right of Way
Route 15, Section 2

59 There is presented negotiated purchase agreement on Route 15 (1953), Section 2, Berkshire Valley Road To Morris-Sussex County Line;

Parcel 47C	Frank Goritski and Agnes C. Goritski, his wife	Consideration $4,700

The parcel having been appraised and the Reviewer's registered Fair Market Value Determination being $4,700, approval is recommended.

It is further requested that authority be granted to dispose of the improvements either by public auction, by sealed bids, or to the contractor for the purpose of demolition. (January 3, 1972)

Right of Way
Route 35 Freeway, Section 1

60 There is presented negotiated purchase agreement on Route 35 Freeway, Section 1, Federal Project F-207-(10), Atlantic Avenue To Shark River;

Parcel 14B	Joseph A. Woszczak and Julian H. Woszczak, h/w	Consideration $750.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $550. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended. (January 3, 1972)

Right of Way
Route 78, Section 5D

61 There is presented negotiated purchase agreement on Route 78, Section 5D, [illegible] Springfield Avenue [illegible]

Parcel [illegible] Nicholas L. [illegible] and Dorothy [illegible], h/w.
Consideration $[illegible].

The parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $[illegible].

The variance not being substantial, the agreement would appear in the public interest and approval is recommended. (December 30, 1971)

Right of Way
Route 79, Section 3

62 – There is presented negotiated purchase agreement on Route 79 (1953), Section 3, Hillsdale Road To Route 34;

Parcel E6	John B. Camisa and Dina Camisa, h/w	Consideration $1,200.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $900. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended. (January 3, 1972)

Right of Way
Route 90 Freeway, Section 2

63 – There is presented a negotiated purchase agreement on Route 90 Freeway, Section 2, From U.S. 130 to Camden Avenue.

During negotiations the owners brought to the State's attention the matter of Route U.S. 30 & U.S. 130, Section 1, Parcel 5. This parcel had been conveyed to the State at no cost except for a $200 mortgage release fee paid by the State subject to the specific understanding that the subject local Route U.S. 30 & U.S. 130 traffic improvement would be made within 6 months.

Since the improvement has not been made in the intervening time within the specified 6 months period and the subject local property will either be abandoned or modified to such an extent as to not necessitate most of the parcel gifted to the State, the owner has heretofore formally requested the Department to return same, (see attached file data) and now requests this return as a part of the consideration for the subject Route 90 acquisition.

Subsequently agreements have been executed by the owners based upon the following:

Parcels 31A & 31C	Lexington Manor Company (A New Jersey Corporation)	Consideration $16,750. Plus conveyance by the State of Parcel 5 on Route U.S. 30 & U.S. 130, Section 1

These parcels have been appraised and the Reviewer's registered fair market value determination is $16,750. Parcel 5 was not evaluated, since it was conveyed to the State as a no cost gift. It is being reconveyed at no cost since the State did not construct the project, which was a prerequisite of the no cost conveyance. It is recommended that subject agreement be approved.

The Commissioner of the Department of Transportation does hereby determine that Parcel 5, Route U.S. 30 & U.S. 130, Section 1, is not required for the construction of the local improvement and approved the subject acquisition subject to the reconveyance of said Parcel 5 on Route U.S. 30 & U.S. 130, Section 1. (January 7, 1972)

Right of Way
Route 92 Freeway, Section 1

64 – There is presented negotiated purchase agreement on Route 92 Freeway, Section 1, From Route 33 To Mercer Middlesex County Line;

Parcel 2R11	Borough of Hightstown (A Municipal Corp.)	Consideration $11,600.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $11,100. The variance is not substantial and the agreement would appear in the public interest. Approval is recommended. (December 29, 1971)

Right of Way
Route U.S. 130, Section 14

65 There is presented negotiated purchase agreement on Route U. S. 130 (1953), Section 14, Robbinsville Allentown Road To Millstone River;

Parcel 13	Emily C. Adams, Widow	Consideration $10,900.00

The parcel having been appraised and the Reviewer's registered Fair Market Value determination being $10,900.00 approval is recommended. (December 30, 1971)

Right of Way
Route 95, Section 3

66 There is presented negotiated purchase agreement on Route 95 (1953), Section [illegible], Federal-aid Project [illegible], Scotch Road To [illegible] Ridge Road.

Parcel [illegible]	[illegible] J. [illegible] [illegible] [illegible], h/w	Consideration $[illegible],200.

The parcel having been appraised and the Reviewer's registered Fair Market [illegible] [illegible], approval is recommended. (January 3, 1972)

Right of Way
Route 23, Section 2

67 There is presented again the matter of acquisition of property on Route 23, Section 2, Control Section 1604-401, Essex County line to Black Oak Ridge Road. Condemnation proceedings were previously authorized as the registered Fair Market Value Determination of $[illegible] was offered to and refused by the owner who demanded $1,980. which was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 6[illegible]	Dean-Mark Corporation	Consideration $1,880.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $1,000. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is also recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (January 3, 1972)

Right of Way
Route 76, Section 1

68 There is again presented the matter of acquisition of property on Route 76 (1953), Section 1, Federal-aid Project I-76-8-(12), Benjamin Franklin Bridge to Kaighn Avenue. Condemnation proceedings were previously authorized on November 20, 1970, at which time the owner refused to state a demand and refused to negotiate further.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 932	Malcolm L. Block, Trustee of the Bankrupt Estates of Philip Wintheim and Ethel Wintheim, his wife	Consideration $1700

The parcel has been appraised and the Reviewer's registered fair market value determination is $1200. The variance not being substantial, the agreement would appear in the public interest. Approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

It is further requested that authority be granted to dispose of the improvements either by public auction, by sealed bids, or to the contractor for the purpose of demolition.

Further authority is requested to withdraw the deposit of $1200. heretofore made into the Superior Court under Declaration of Taking. (January 3, 1972)

Right of Way
Route 78, Section 5F

69 There is presented again the matter of acquisition of property on Route 78, Section 5F, Federal Aid Project I-78-5-(5), Lyons Avenue to Schuyler Avenue. Condemnation proceedings were previously authorized, as the registered Fair Market Value Determination of $28,500 was offered to and refused by the owners, who made a demand of $35,000.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 304A	William F. Massie and Mary Lee, h/w	Consideration	$28,000
Value of the Remnant to be acquired			500
		Total Consideration	$28,500
	Including down payment of $6,375		
	Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling.		$ 1,680

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $28,000, and the value of the remnant is $500. The Replacement Housing Bonus is $1,680. Approval is recommended.

There has been no court deposit.

It is recommended that condemnation proceedings previously authorized be discontinued.

It is further requested that authority be granted to dispose of the improvements either by public auction, by sealed bids, or to the contractor for the purpose of demolition. (January 3, 1972)

Right of Way
Route 90 Freeway, Section 2

70 There is again presented the matter of acquisition of property on Route 90 Freeway, Section 2, From Route U. S. 130 to Camden Avenue. Condemnation proceedings were previously authorized on February 2, 1971, at which time the owner refused to negotiate further.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcels 31B, 31D, 31E, 31F, UE31G, 32A and UE32B	Lexington Manor Company, a corporation of New Jersey	Consideration $1,986,000. including the court deposit of $1,986,000. withdrawn by the owner.

The parcels have been appraised and the Reviewer's registered fair market value determination is $1,836,400. The variance not being substantial, the agreement would appear in the public interest. Approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

It is further requested that authority be granted to dispose of the improvements either by public auction, by sealed bids, or to the contractor for the purpose of demolition.

Said parcels UE31G and UE32B being required to relocate the sanitary sewer facilities of the Pennsauken Sewer Authority, further authority is requested to convey parcels UE31G and UE32B to the Pennsauken Sewer Authority at such time as a utility order has been effected by the Utility Engineer. (December 30, 1971)

Right of Way
Route 295, Section 8

71 There is presented again the matter of acquisition of property on Route 295 (1953), Section 8, Federal-aid Project I-295-2-(53), from Route 33 to Route U.S. 1. Condemnation proceedings were previously authorized on May 10, 1971 in the name of Manor Real Estate Company because the owners refused the State's Fair Market Value of $250. and refused to negotiate.

Subsequently, our Title Bureau advised that the owners of record of this parcel are Thomas B. Heisler, et ux.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 12C	Thomas B. Heisler & Helen M. Heisler, his wife	Consideration $250.

This parcel has been appraised and the Reviewer's registered Fair Market Value is $250. It is recommended that this agreement be approved.

It is further recommended that condemnation proceedings previously authorized be discontinued.

No deposit having been made into Superior Court, no request for withdrawal is necessary. (December 30, 1971)

Right of Way
Route 20, Section 2

72 There is presented the matter of the substitution of a Dwelling Lease Occupancy Agreement to an apartment located on Route 20, Section 2, from U.S. 46 Interchange to Main Street, Parcel 304.

The occupant occupied 82 Jersey Street, Paterson, New Jersey under rental account 20-2-112-2 as authorized by the Commissioner of Transportation on December 1, 1970.

On an emergency basis temporary relocation was accomplished to 11 Mill Street, Paterson, New Jersey, Route 20, Section 2, Parcel 304. Authority is requested to rent the subject apartment, rent account #20-2-304-2A to Carrie McGuire for a rental of $60 per month based on an analysis of rentals in the local market as calculated by a representative of our Northern District Office Property Section on December 17, 1971, copy attached. It is our opinion that this monthly rental is fair and reasonable. (January 7, 1972)

Right of Way
Route 21 Section 6

73 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 21, Section 6, from Monroe Street to Route 80, Parcel 90.

Authority is requested to rent the subject apartment to Basil Petrelack and Rose M. Petrelack, his wife, for a rental of $200 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #21-6-90-1.

This unit is owner occupied and has not been previously rented. This rent is based on an analysis of rentals in the local market for comparable units. Consideration was given to the fact that the occupants will supply their own heat. Consideration was also given to the fact that the occupants will maintain the property and act as superintendents. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy. (December 30,1971)

Right of Way
Route 78, Section 5G

74 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5G, Project: I-78-5-(6), from Schuyler Avenue to Elizabeth Avenue, Parcel 655A and UE655B.

Authority is requested to rent the subject apartment to Argentina Bowers for a rental of $130 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account # 78-5G-655A & UE655B-1.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupant. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on December 10, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy. **(January 7, 1972)**

Right of Way
Route 78, Section 5G

75 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5G, Project: I-78-5-(6), from Schuyler Avenue to Elizabeth Avenue, Parcel 655A and UE655B.

Authority is requested to rent the subject apartment to Naomi Baxter for a rental of $110.00 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account Number 78-5G-655A & UE655B-2.

This unit is owner occupied and has not been previously rented. This rent is based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on December 10, 1971. Consideration was given to the fact that the occupant will maintain the property and act as superintendent. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease rental. **(January 7, 1972)**

Right of Way
Route 78, Section 5G

76 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5G, Project: I-78-5-(6), from Schuyler Avenue to Elizabeth Avenue, Parcel 655A and UE655B.

Authority is requested to rent the subject apartment to James Baxter and Phyllis Baxter, his wife, for a rental of $100 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account Number 78-5G-655A & UE655B-3.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupants. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on December 10, 1971. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy. **(January 7, 1972)**

Right of Way
Route 22, Section 15

77 There is presented again the matter of acquisition of property on Route 22, Section 15, Parcel 10, From U.S. Route 1 and 9 and Route 21 Interchange to Union County Line, Empire Lumber and Millwork Company, a New Jersey Corporation. Condemnation proceedings were authorized on September 21, 1970 and on January 15, 1971 a complaint was filed. The sum of $72,900 was deposited with the Superior Court on October 26, 1971.

Subsequently, the appraisals were updated to the date of complaint which resulted in the Fair Market Value being re-registered in the sum of $81,100 which was offered to and refused by the owner who demanded $90,000 which is considered excessive. Authority is therefore requested to deposit an additional $8,200 with the Superior Court which when combined with the $72,900 previously deposited will make a total deposit of $81,100. (January 6, 1972)

Right of Way
Route 23, Section 2

78 There is presented the matter of an owners housing payment on Route 23, Section 2, from Essex County line to Black Oak Ridge Road, Parcel 4A, Former Owner: Ray and Sarah Waldeck.

On June 16, 1969, the Assistant Commissioner, Highways, approved an agreement with the owners of the above captioned parcel in the amount of $86,000. The agreement was consummated prior to the determination of the required Replacement Housing Additive.

An Owners Housing Bonus Payment Review Form was completed by the District Office providing for a housing bonus in the amount of $5,000. Since the subject property is an over-sized lot having a commercial value, it was necessary to allocate a value for the dwelling on a typical residential lot. This housing bonus was registered in our Headquarters Office on November 19, 1971.

In accordance with the 1968 Highway Act, the owners relocated from the above captioned parcel and made application for their housing bonus. On December 2, 1971, a representative from the District Office inspected the replacement housing and found it to be decent, safe and sanitary.

Authority is requested to pay the Replacement Housing Bonus in the amount of $5,000. (January 7, 1972)

Right of Way
Route 35, Section 6

79 There is presented again the matter of condemnation of lands on Route 35 (1953), Section 6, Asbury Avenue to Eatontown. Condemnation proceedings were previously authorized for Parcel 121A, Frederick H. Samuel and Sylvia, h/w, on September 14, 1970 as the owners refused to complete negotiations at that time.

Subsequently, due to a reduction in the taking area, a map revision was required. The parcel designation is now R121A.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of Parcel R121A in fee simple, subject to any public utilities existing in the premises.

The State's Registered Fair Market Value Determination of $79,800. was offered to and refused by the agent who also refused to negotiate further at this time.

It is further recommended that the complaint on file be amended to substitute the map and description for Parcel R121A in the place of and instead of those previously filed. The owner has withdrawn the previous deposit in the total amount of $90,500. The State is thus unable to withdraw from Court the sum of $10,700, which is the difference between the previous deposit and the present fair market value.

Should the ultimate award or judgement be rendered in an amount less than the deposit, the State is entitled, by statute and affidavit of the condemnee to the return of the difference plus legal interest. (January 6, 1972)

Right of Way
Route U.S. 46, Section 14

80 There is presented again the matter of acquisition of property on Route U.S. 46 (1953), Section 14, Control No. 0220-401, From Main Avenue to Midland Avenue, Parcel 10, Robert Ross and Claudia Ross, his wife. Condemnation proceedings were previously authorized for this parcel on August 8, 1966, because the owner rejected the State's offer. A complaint was filed and a deposit was made with the Superior Court on January 25, 1967, in the sum of $80,000.

A commission hearing was held on November 13, 1970 and an award was rendered in the amount of $82,000, which was appealed by the State.

Subsequently, the engineers revised the parcel to include the remainder and this parcel is now designated as 10 and 10B.

It is further recommended that authority be granted to institute condemnation proceedings for the acquisition of Parcel 10B in fee simple, subject to any public utilities existing in the premises. The registered Fair Market Value determination of $86,800 was offered to and refused by the owner's agent, who demanded $130,000, which is considered excessive.

It is further recommended that the complaint on file be amended to substitute the map and description for Parcel 10 and 10B in the place and stead of those previously filed. Further authority is requested to deposit an additional $6,800 with the Superior Court which, when combined with the $80,000 previously deposited, will make a total deposit of $86,800.

It is further requested that authority be granted to dispose of the improvements either by public auction, by sealed bids, or to the contractor for the purpose of demolition. (January 7, 1972)

Right of Way
Route 70, Section 14

81 There is presented the matter of acquisition of property on Route 70 (1953), Section 14, Garden State Parkway to Herbertsville Road, Parcels 23C and L23F, a deed overlap, the ownership of which is claimed by the Laurelton Circle Company, a corporation of New Jersey, on the one hand, and also claimed by Abraham Mehlman and Helen Mehlman, his wife and Raphael Cohen and Sylvia Cohen, his wife, on the other.

Prior to the trial before a judge and jury held in March of 1971, covering condemnation of said Parcels 23C and L23F and of Parcels 2R27A and L2R27B, which are owned solely by the Mehlmans and the Cohens, the trial judge ruled that the problem of the title in Parcel 23C and L23F had to be resolved before trial could proceed. In an effort to resolve the deed overlap problem posed by Parcels 23C and L23F, the State's trial attorney consulted with the owner's attorney and obtained from him a rock bottom offer to settle said title problem for the sum of $1,500.00. The State's trial attorney thereafter consulted with Deputy Attorney General Thomas H. Sullivan, who in turn recommended to the Right of Way Division the payment of $1,500.00 for the owners right, title and interest in said Parcels 23C and L23F. The Right of Way Division concurring in this settlement, Mr. Sullivan authorized the State's trial attorney to agree to same on the Court's record.

Accordingly, the Mehlmans and Cohens have executed the attached deed in the sum of $1,500.00, as well as invoice in like amount. It is recommended that this deed be accepted by the Commissioner of the Department of Transportation and that if the said deed is acceptable by the Chief Title Officer of the Bureau of Titles that the sum of $1,500.00 be paid to the said Abraham Mehlman and Helen Mehlman, his wife and Raphael Cohen and Sylvia Cohen, his wife, as the settlement is considered to be fair and reasonable and in the best interest of the State. **(January 7, 1972)**

Right of Way
Route 78, Section 5G

82 There is presented the matter of an owners housing payment on Route 78, Section 5G, Project: I-78-5-(6), from Schuyler Avenue to Elizabeth Avenue, former owners: Johnie Lawrence and Mazelle Lawrence, h/w, Parcel 666.

On March 17, 1971, the Assistant Commissioner, Highways, approved an agreement with the owners of the above captioned parcel. The agreement, in the amount of $26,000.00 was consummated prior to the determination of the required Replacement Housing Additive.

An Owners Bonus Payment Review Form was completed by the District Office providing for a houisng bonus in the amount of $2,685.00. This housing bonus was re-registered in our Headquarters Office on November 8, 1971. Since the subject property includes an additional building lot, it was necessary to extract the value of the excess land from the Fair Market Value to arrive at a base figure of $21,000.00 for the purpose of computing the Replacement Housing Bonus.

In accordance with the 1968 Highway Act, the owners relocated from the above captioned parcel and made application for their housing bonus. On December 20, 1971, a representative from the District Office inspected the replacement housing and found it to be decent, safe and sanitary.

Authority is requested to pay the Replacement Housing Bonus in the amount of $2,685.00. **(January 7, 1972)**

Right of Way
Route 92 Freeway, Section 3

83 There is presented report and appraisal with map and description on Route 92 Freeway, Section 3, Cranbury Brook To Middlesex-Somerset County Line, Parcels 38A and 38B, Joseph R. Markiewicz and Josephine S. Markiewicz, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. State's fair market value of $71,000 was offered to owner's agent who cannot conclude negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $71,000.

Authority is requested to enter upon the owners remaining land for the purpose of removing in its entirety, the 30-unit motel building lying partly in the highway right-of-way and partly outside said right-of-way.

It is further requested that authority be granted to dispose of the improvements either by public auction, by sealed bids, or to the contractor for the purpose of demolition. (January 6, 1972)

Right of Way
Route 95, Section 3

84

There are presented report and appraisal with map and description on Route 95 (1953), Section 3, Federal-aid Project IP-95-5-(10), Scotch Road To Elm Ridge Road, Parcel R26B, Blue Ribbon Builders Inc., A Corporation of New Jersey.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. State's registered Fair Market Value offer of $82,500.00 made to owners who cannot conclude negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $82,500.00. (January 7, 1972)

Right of Way
Route 178 Freeway, Section 1

85

There are presented report and appraisal with map and description on Route 178 Freeway, Section 1, From Route 24 Freeway To Routes 10 & 53 Interchange; Parcel 34, Angelo Cali and Mary Cali, h/w.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $82,900, which was offered to and refused by the owners who demanded $181,525, which is considered excessive.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $82,900.
(January 6, 1972)

Right of Way
Route 78, Section 5-E

86

There is presented again the matter of acquisition of property on Route 78, Section 5E, Federal Aid Project I-78-5-(4), From Garden State Parkway To Lyons Avenue, Parcel 6, Equipco Sales and Rental Corp. Condemnation proceedings were authorized on January 14, 1970 and a complaint was filed on July 17, 1970.

Subsequently the appraisals have been updated to the date of complaint which has resulted in the Fair Market Value being re-registered in the sum of $73,000. which was offered to and refused by the owners who did not state a monetary demand. It is therefore requested that authority be granted to deposit an additional $6,000. with the Superior Court, which, when combined with the $67,000. previously authorized for deposit will make a total authorization of $73,000.

There has been no court deposit to date as possession is not required.
(January 6, 1972)

Right of Way
Route 440F, Section 2

87 [illegible] report [illegible] Section 2, from [illegible] Valley Railroad Co.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this easement parcel, subject to any public utilities existing on the premises. The Registered Fair Market Value determination of $1,000., was offered to and refused by the owners who made a demand of $5,000., which is considered excessive.

This easement parcel was appraised and the Reviewer's registered Fair Market Value determination is $1,000.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property effect the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $1,000.(December 30, 1971)

Right of Way
Route 440 Freeway, Section 3

88 There is presented again the matter of condemnation of property on Route 440 Freeway, Section 3, Federal-aid Project [illegible]-209-(3), from Route 35 to Outerbridge Crossing Bridge Plaza, Parcel [illegible], Lehigh Valley Railroad (A Penna. Corp.). Condemnation proceedings were previously authorized on May 10, 1971 at which time the State's Fair Market Value of $2,050. was offered to and refused by the owner who refused to negotiate.

Subsequently, updated appraisals to the complaint date resulted in the Fair Market Value being re-registered in the sum of $6,600., which was offered to and refused by the owner's agent who refused to make a monetary demand.

Inasmuch as the sum of $2,050. was previously deposited in the Superior Court, authority is now requested to deposit the additional sum of $4,550., making the total on deposit the sum of $6,600. (January 6, 1972)

Sale of Building
Route 70, Section 3

89 There is presented a Bid Acceptance Proposal pursuant to the Public Sale held on December 30, 1971, for the building located on Route 70, Section 3, from Route 73 to Medford, Parcel 15.

Parcel	Name of Bidder	Amount of High Bid	Amount of Deposit
15	Angelo Rinaldi	$500	$500

It is recommended that the bid in the amount of $500 be approved, the proposal accepted, duly executed, and the successful bidder be authorized to remove the dwelling upon his complete compliance with the provisions of said Bid Acceptance Proposal.

Authority is requested to return the performance guarantee money to the successful bidder after certification that he has complied with the terms and conditions of the sale.(January 7, 1972)

Sale of Building
Route 76, Section 2

90 There is presented a Bid Acceptance Proposal pursuant to the Public Sale held on December 30, 1971, for the building located on Route 76, Section 2, from Benjamin Franklin Bridge to Kaighn Avenue, Parcel 15.

Parcel	Name of Bidder	Amount of High Bid	Amount of Deposit
15	Edmund Amyzek	$350	$90

It is recommended that the bid in the amount of $350 be approved, the proposal accepted, duly executed, and the successful bidder be authorized to remove the dwelling upon his complete compliance with the provisions of said Bid Acceptance Proposal.

Authority is requested to return the performance guarantee money to the successful bidder after certification that he has complied with the terms and conditions of the sale.
(January 7, 1972)

Right of Way -
Fees for Appraisal updatings in condemnation matters when complaint date formulates legal date of valuation

91 Presented herewith is the matter of fees for appraisal updatings in condemnation matters where the complaint date formulates the legal date of valuation.

Of all appraisal and condemnation matters, a limited number of appraisals must be updated to the complaint date. To avoid the necessity of individually renegotiating new appraiser contracts with attendant time delays, redundant management and administrative activities and expenses, a set schedule of 25% subject to exceptions where such a figure would be disproportionate (upward or downward) was built into all appraiser contracts some years ago.

Recently, new concepts regarding the amount of documentation required to support such updatings and the advent of new Federal appraisal requirements, namely, the Federal PPM 80-3, have resulted in a serious inequity to appraisers who must now furnish 18 to 35 page updated reports together with many sales, photographs, etc. as well as field inspections for the 25% fee which in many instances on old contracts is no more than $50 for 2 to 3 days work for the appraiser and his stenographic force.

Communications have been conducted with the Federal Highway Administration (see attached file data) and concurrence has been reached as to the advisability of adjusting the old 25% fee where inequities would otherwise result.

New procedures (attached) supplementing the State's approved appraisal manual and delineating the specific documentation and format to be contained in each updating have been promulgated with a schedule of 60% to be provided on all new contracts issued hereafter.

The specific new documentation requirements will be retroactive on all old contracts where the updatings have not heretofore been delivered. For this reason and to eliminate the above mentioned schedule inequity, authority is requested to adjust all existing contracts where the updatings have not heretofore been accomplished to the new requirements and the adjusted 60% schedules. (January 4, 1972)

Appraisal Orders

92 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
12/17/71	1971-A-505	Manufacturers' Appraisal Co.	Bergen	3	$8,200
"	506	Ford, Bacon & Davis	"	3	8,200
"	507	Paul Godley Co.	"	2	2,460

These orders are in connection with understandings reached whereby the Transportation Department will perform certain acquisition functions on behalf of the New Jersey Sports and Exposition Authority. The arrangements provide for reimbursement to the Transportation Department for monies expended and the cost control code number for recording such charges is 2895401.

Approval is recommended. (December 29, 1971)

Appraisal Order

93 There is presented the following Appraisal Order:

Date	Order No.	Appraiser	County	No. of parcels	Fee
12/28/71	1971-A-522	Lanning Sanitary Engineering Co.	Mercer	1	$550

Approval is recommended.

Authority is requested to cancel Order 1971-A-480 to Lanning Sanitary Engineering Company. The fee was inadvertently given in this order as $450; it should have been $550.

Parcel to be cancelled - 11, fee $450

Parcel to be added - 11, fee $550 (January 7, 1972)

Appraisal Orders

94 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
12/27/71	1971-A-514	Joseph H. Martin	Mercer	1	$500
"	515	Alex M. Malamut	Burlington	1	400
"	516	Charles N. Schragger	Mercer	1	100
"	517	Bertram Brown	Union	1	400
"	518	Martin S. Tieger	"	1	400
"	519	Joseph H. Martin	Mercer	1	350
"	520	Lanning Sanitary Engr.Co.	Monmouth	1	750
"	521	Charles N. Schragger	Mercer	2	400

Approval is recommended. (December 29, 1971)

Appraisal Orders

95 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
12/28/71	1971-A-523	Joseph H. Martin	Monmouth	2	$400
"	524	Seymour Simon	"	4	800
"	525	Stephen M. Segal	Mercer	1	240
"	526	Appraisal Consultants	"	1	500

Approval is recommended. (January 7, 1972)

Appraisal Contract
Hansen Appraisal Service, Inc.
Route 78, Section 5D

96 - Under date of August 5, 1965 the Deputy State Highway Commissioner approved a contract with Hansen Appraisal Service, Inc. to appraise a number of parcels on Route 78, Section 5D. Included in the contract was Parcel R371 on which an appraisal has been received. It is now necessary to secure an addendum appraisal in order to bring the original figures up to the complaint date.

Hansen Appraisal Service made the appraisals on this contract through a subsidiary, Appraisal Consultants, Inc. Hansen Appraisal Service later transferred its interest to the subsidiary and all work on this contract is now being performed by Appraisal Consultants, Inc.

Authority is requested to modify the contract by addition of the attached amendment which is submitted with recommendation that it be approved and executed by the Commissioner.

Parcel to be added - R371, fee $75 **(January 7, 1972)**

Legal Items

Right of Way
Route US9, Section 4

97 There is presented here the matter of the appeal by the State and the owner from an award of commissioners in the amount of $83,000 in the condemnation of property on Route US 9 Section 4, Parcel 113, owned by Mickey Realty Corporation, a corporation of New York; et al.

The complaint was filed July 7, 1970 and a Deposit made into court on the same date in the amount of $44,000. Said amount was withdrawn by the owners by Order to Withdraw Funds filed September 3, 1970. The State's re-registered Fair Market Value is $59,200.00.

At the trial before the court sitting with a jury, the owner testified to a value of $242,051.00 and the State testified to a value of $59,200.00.

The jury rendered a verdict in the amount of $79,420.00.

It is recommended that the Judgment in the amount of $79,420.00 be accepted and paid, less the amount of $44,000.00 previously deposited into court, and with interest at 6% on the sum of $35,420.00, which represents the excess over the deposit, from July 7, 1970 to the date of payment. **(January 4, 1972)**

Right of Way
Route 17, Section 4

98 There is presented here the matter of a commission award which was entered with the consent of both the property owner and the State in the condemnation of property on Route 17, Section 4, Parcels R97 A, B, C, owned by Bergen Iron and Engineering Co.

At the hearing held on October 12, 1971, the property owner offered engineering testimony but did not offer any testimony as to the value of the taking plus damages, if any. The hearing was continued on October 13, 1971 but was limited to a site inspection by both parties together with the Commissioners. Thereafter, it was determined by both the Right of Way Division and the Legal Division that a settlement in the amount of $467,000.00, inclusive of all interests and costs, was in the best interest of the State. Consequently, the Commissioners again met on October 25, 1971 and rendered an award in the amount of $467,000.00. The Complaint was filed on June 21, 1967 and a deposit was made into Court on June 21, 1967 in the amount of $249,300.00. Fair Market Value was registered in the amount of $409,100.00.

The State was represented by Fee Attorney Harold Lasser.

It is recommended that the Commissioners' award in the amount of $467,000.00 be approved and that payment in the sum of $57,900.00 being the amount over and above the deposit paid into Court, be paid together with lawful interest, if any, as computed by the Bureau of Titles.

(December 28, 1971)

Right of Way
Route 18 Freeway, Section 8

99 There is hereby presented the matter of the Consent Judgment entered against the State on property located at Route 18 Freeway, Section 8, Parcels 53A & R53B owned by Dominick Manzo; et al.

The State's fair market value was in the sum of $23,500.00.

The owner offered testimony at the hearing before commissioners in the amount of $66,048.00. The complaint was filed on May 28, 1970 and the Declaration of Taking was filed on July 28, 1971 and the deposit of $23,500.00 was made on that date.

The Consent Judgment was entered on November 8, 1971 in the amount of $27,500.00 plus interest on the excess of $4,000.00 from July 28, 1971 at the rate of 6% per annum to the date of payment.

For the reasons indicated in the report of consent judgment, it is hereby recommended that the consent judgment be approved.

(January 6, 1972)

Right of Way
Route 20F, Section 2

100 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 20F, Section 2, Parcel 318, in the City of Paterson, owned by Jack Solinsky and Thelma, his wife; et al.

The complaint was filed on January 12, 1970. No deposit was made into court. The fair market value was registered in the amount of $18,700.

At the hearing, the expert for the owner testified to values of $37,000 down to over $30,000. The State's expert testified to the fair market value figure.

The report of commissioners dated November 24, 1971, is in the amount of $24,000.

A protective appeal has been filed and it is recommended that we proceed with same. (December 30, 1971)

Right of Way
Route 23, Section 2

101 There is presented here the matter of commission award entered against the State in the condemnation of property on Route 23 Section 2, Parcel [illegible], owned by Clifford Garrigan: et al.

The complaint in this matter was filed June 25, 1971 and a deposit made into court in the amount of $11,600 on September 2, 1971.

At the hearing the State testified to the registered fair market value of $13,600 and the owner testified to a value of $38,000.

The Award of Commissioners is in the amount of $1[illegible].

It is recommended that the award of commissioners be accepted and that the amount of $1,200, said amount being the difference between the deposit and the award, be paid with interest as computed by the Bureau of Titles. (January 4, 1972)

Right of Way
Route 24, Section 11

102 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $[illegible] in the condemnation of property on Route 24, Section 11, Parcel [illegible] owned by [illegible], et al.

At the trial held on October 21, 1970 and June 1, 1971 and after numerous adjournments, conferences were held with the Legal Division and defendant's counsel which ultimately resulted in an agreement to settle for $78,000.00 plus interest. The Complaint was filed on May [illegible] and a deposit was made into Court in the amount of $41,200.00 on May 23, 1968. Fair Market Value was registered in the amount of $7[illegible].00.

The State was represented by Fee Attorney Harold Lasser.

It is, therefore, recommended that payment be made on the judgment in the amount of $78,000.00 together with interest as computed in the judgment, and less the deposit paid into Court in the amount of $41,200.00.

This is a corrected Department Action Slip, correcting an error in Department Action Slip dated September 10, 1971 and which latter is herewith rescinded. (December 30, 1971)

103

Right of Way
Route 35, Section 6

There is presented here the matter of the Consent Judgment entered in the condemnation of property located at Route 35, Section 6, Parcel 74 owned by Deal Oak Estates, a corporation of New Jersey: et al.

The owner's expert witness testified at the hearing before commissioners to a value of $10,500. The State's Fair Market Value was in the amount of $6,300. The complaint in this matter was filed on April 6, 1970. A declaration of taking was filed on November 25, 1970. A deposit of $7,750 was filed on that same day. A Consent Judgment was entered in the amount of $8,500 inclusive of interest.

It is, therefore, recommended that the Consent Judgment in the amount of $8,500 be approved and that an additional payment of $750 be paid to the owner. (January 4, 1972)

Right of Way
Route 78, Section 3D

104 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 78, Section 3D, Parcels 1A,B, and L25 owned by Lamington River Co., et al

At the hearing, held on September 1 and 10, 1971, the property owner offered testimony in the amount of $165,900.00. The State presented testimony in the amount of $74,500.00. Complaint was filed on May 22, 1968 and a deposit was made into Court on May 22, 1968 in the amount of $39,000.00 and three additional deposits were made into Court on October 10, 1968 in the amount of $9,200.00 and on July 2, 1969 in the amount of $2,450.00 and also on August 9, 1971 in the amount of $23,250.00 making a total deposit in the amount of $73,900.00. Fair Market Value was registered in the amount of $74,500.00. Commissioners returned an award in the amount of $123,750.00. It should be noted that the deposit of $2,450.00 was applied to parcel L23D which has been placed in an inactive status for three years and which was not considered by the commissioners.

The State was represented by Fee Attorney Gary M. Schwartz.

Since the Commissioners' award in the amount of $123,750.00 exceeds the State's Fair Market Value by $49,250.00 it is recommended the appeal taken be approved. (December 28, 1971)

Right of Way
Route 78, Section 3D

105 There is presented here the matter of the commission award entered against the State in the condemnation of property on Rout e 78, Section 3D, Parcel E1D, owned by Reynwood Inc., et al:

At the hearing, held on September 1 and 10, 1971, the property owner offered testimony in the amount of $100.00. Since the owner's testimony was less than the State's Fair Market Value, no testimony was presented by the State but the Commissioners were informed of the Fair Market Value of $250.00. The Complaint was filed on January 26, 1968 and a deposit was made into Court of January 26, 1968 in the amount of $150.00. Fair Market Value was registered in the amount of $250.00. Commissioners returned an award in the amount of $250.00.

The State was represented by Fee Attorney Gary Schwartz.

It is recommended that the Commissioners' award in the amount of $250.00 be approved and that payment in the sum of $100.00 being the amount over and above the deposit paid into Court, be paid together with lawful interest as computed by the Bureau of Titles. (December 30, 1971)

Right of Way
Route 440F, Section 2

106 There is presented here the matter of the appeal by the State and the owner from an award of commissioners in the amount of $80,000, in the condemnation of property on Route 440F Section 2 Parcels 16A & 16B, owned by The Englander Company, Inc., a corporation of New York; et al.

The complaint was filed May 20, 1970 and there was no Deposit into court. The State's registered Fair Market Value is $56,600.

At the trial before the court sitting with a jury, the owners testified to a value of $106,000 and the State testified to a value of $56,600.

The jury rendered a verdict of $80,250.

It is recommended that the Judgment in the amount of $80,250 be accepted and paid together with interest at 6% from May 20, 1970 to the date of payment. (January 3, 1972)

Right of Way
Route 80 Section 4D

107 There is presented here the matter of the commission award which was entered with the consent of both the property owner and the State in the condemnation of property on Route 80, Section 4D, Parcels 614 and614B, owned by Alan I. Wolpert, et als.

At the hearing, held on November 30, 1971, the property owner offered testimony in the amount of $40,684.00, exclusive of damage to pump house and pipes. The State presented testimony in the amount of $22,100.00, inclusive of damage to pump house and pipes. Thereafter, it was determined by the Right of Way Division that a settlement of $25,300.00 was in the best interest of the State. The Complaint was filed on August 12, 1969 and a deposit was made into Court on August 12, 1969 in the amount of $17,150.00. An additional deposit was made into Court on November 5, 1971 in the amount of $4,950.00 making a total deposit of $22,100.00. Fair Market Value was registered in the amount of $22,100.00.

The State was represented by Fee Attorney Albert L. Levy.

It is, therefore recommended that the Commissioners' award in the amount of $25,300.00 be approved and that payment in the sum of $3,200.00 being the amount over and above the deposit paid into Court be paid together with lawful interest, if any, as computed by the Bureau of Titles. (December 28, 1971)

Right of Way
Route 287, Section 11

108 - There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 287 Section 11, Parcel 3, owned by Harry Levy; et al.

The complaint in this matter was filed August 8, 1966 and a deposit was made into court on August 16, 1966 in the amount of $1,800.

At the hearing the owner testified to a value of $5,500.00. The State was not allowed to testify without an appraiser present but the State's registered fair market value is in the amount of $1,800.00.

The Report of Commissioners is in the amount of $3,600.00.

It is recommended that the said award be appealed and a protective appeal has been filed. (January 4, 1972)

Respectfully submitted,

Jean G. Schwartz
Jean G. Schwartz
Acting Secretary

I hereby certify that the Approvals set forth in this Schedule were approved as indicated and recommend that such actions be ratified and confirmed.

Jean G. Schwartz
Jean G. Schwartz
Acting Secretary, Department of Transportation

The Approvals as indicated in this Schedule are hereby ratified and confirmed.

John C. Kohl
Commissioner of Transportation

STATE OF NEW
DEPARTMENT OF TRA
TRENTO

SCHEDULE OF APPROVALS -

Administration

1 ┌It is recommended that the attac
quadruplicate be approved and executed
┌Project I-78-5(4)55. (Rt. 78, Sec. 5E)

The total modified estimated cost is $
Interstate funds. It provides a total
$2,430,000.00 is Interstate funds. (Ja

2 ┌ It is recommended that the att
quadruplicate be approved and execute
┌Project I-78-5(6)57. (Rt. 78, Sec. 5

The total modified estimated cost is
Interstate funds. It provides a tota
$450,000.00 is Interstate funds. (Ja

3 ┌ It is recommended that the atta
quadruplicate be approved and executed
┌Project I-78-5(3)58. (Rt. 78 , Sec. 5D)

The total modified estimated cost is $
Interstate funds. It provides a total
$720,000.00 is Interstate funds.(Janua

4 ┌ It is recommended that the atta
be approved and executed by the State
┌60 (Route 195 Section 10 (Rt. 29F)

The total estimated cost is $2,450,00
Federal aid Interstate funds.

This project agreement is necessary t
demolition and relocation assistance
(January 11, 1972)

5

┌ Approval is recommended of the a
Joint Venture of John J. Dunn Const
and the Joint Venture of John J. Dun
and McCloskey & Co., Inc. with the
by John Arborio, Inc. with the Susse
Asphalt Corp. and American Nationa
Construction Co., Inc. and Peoples T

All of these banking institutions are a
trust departments. (January 10, 1

NO. 2 - 1972

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JANUARY 18, 1972

Items

Project Agreement - I-78-5(4)55
Route 78, Section 5E

hed modified project agreement forms in
by the State for Right of Way for N.J.

11,000,000.00 of which $9,900,000.00 is
increase of $2,700,000.00 of which
anuary 11, 1972)

Project Agreement - I-78-5(6)57
Route 78, Section 5G

ached modified project agreement forms in
by the State for Right of Way for N.J.
G)

$15,000,000.00 of which $13,500,000.00 is
l increase of $500,000.00 of which
nuary 11, 1972)

Project Agreement - I-78-5(3)52
Route 78 Section 5D

ched modified project agreement forms in
by the State for Right of Way for N.J.

15,200,000.00 of which $13,680,000.00 is
increase of $800,000.00 of which
ry 11, 1972)

Project Agreement - I-195-8(9)60
Route 195, Section 10 (Rt. 29F)

ched project agreement forms in quadruplicate
for Right of Way for N.J. Project I-195-8(9)

0.00 of which (90%) or $2,205,000.00 is

o acquire the rights of way, including
for construction within the subject termini.

Escrow Agreements
Chapter 79 PL 71

ttached Escrow Agreements filed by the
ruction Co. and J.J. Nugent Company
n Construction Co., J.J. Nugent Company
First National State Bank of New Jersey,
x and Merchant National Bank, by Tri County
l Bank and Trust Co. and by P.T.&L.
rust of New Jersey.

authorized depositories of the State and have
972)

6 Escrow Agreement
Perkins, Kanak, Foster, Inc. and
S. J. Groves and Sons Co.

Approval is recommended of the attached Escrow Agreements completed by Perkins, Kanak, Foster, Inc. and by S.J. Groves & Sons Co. with the First National State Bank of New Jersey to secure release of retainage under the provisions of Chapter 79 PL 71. (January 13, 1972)

7 Upgrading of Electrical System
N.J.D.O.T. Laboratory
999 Parkway Ave. - Trenton

Forwarded herewith for approval are plans prepared by the Division of Building and Construction, Department of the Treasury for modification and upgrading of the electrical system of the Department of Transportation [illegible] at 999 Parkway Avenue, Trenton, New Jersey.

It is recommended and requested that the plans be approved by the affixation of signatures on the original tracing (Sheet [illegible]) and authorization be granted for advertisement of bids by the Department of the Treasury.

Funds are available in Account #61302-612-170-751 BGP. The estimate of [illegible] has been previously set up by a General Requisition #70-FY-004[illegible]. (January 17, 1972)

8 New Maintenance Facility
Intersection of Rt. 1 and Rt. 174
Lawrence Township

Presented herewith for approval are plans prepared by architects [illegible] and [illegible] of Trenton, New Jersey, for the construction of a new maintenance facility at the intersection of Route 1 and new Route 174 in Lawrence Township, New Jersey.

It is recommended and requested that the plans be approved by affixation of signatures on the original tracing of Sheet No. A-1 and authorization be granted for advertisement of bids.

Funds are available in Account No. 612-170-751. Estimated cost is $319,500. Program Element 61302. Budget Code BGP. (January 17, 1972)

Construction Items

9 Route 18 Freeway, Sections 9B and 10A

Approval is recommended in making Award of Contract to Ell-Dorer Contracting Company and F.T.&L. Construction Company, Inc. (Joint Venture) at their bid, the lowest of six bids received on December 23, 1971 in the amount of $14,279,568.86 for Route 18 Freeway, Sections 9B and 10A. From West of Dutch Lane Road to East of Normandy Road, Grading, Paving and Structures, in the Townships of Marlboro, Freehold and Colts Neck, Monmouth County. (January 11, 1972)

10 Route 29 Freeway, Sections 12D and 11D

Approval is recommended in making Award of Contract to Big Top Landscape [illegible] at their bid, the lowest of eight bids received on December [illegible], 1971 in the amount of $[illegible] for Route 29 Freeway, Sections 12D and 11D, [illegible] vicinity of Calhoun Street Interchange to Ferry Street, Planting, in the City of Trenton, Mercer County. (January 13, 1972)

11 Route U.S. 46(1953), Section 8B

Approval is recommended in making Award of Contract to Orion Contracting Company, Inc. at their bid, the lowest of four bids received on January 6, 1972 in the amount of $[illegible] for Route U.S. 46(1953), Section 8B, From [illegible] Street to [illegible], Drainage Improvement, in the Township of Rockaway, Morris County. (January 18, 1972)

Route 55 Freeway, Sections 8B and 9A

12 Approval is recommended in making Award of Contract to John J. Dunn Construction Company and J. J. Nugent Company (Joint Venture) at their bid, the lowest of six bids received on December 23, 1971 in the amount of $6,449,338.15 for Route 55 Freeway, Sections 8B and 9A, From North of Garden Road to Route U.S. 40, Grading, Paving, and Bridges, in the City of Vineland, and the Townships of Pittsgrove and Franklin, Cumberland, Salem, and Gloucester Counties. (January 11, 1972)

Route 12, Section 1B

13 Manzo Contracting Company, Inc., Highway #34, Matawan, New Jersey, 07747, completed all work on their contract for Route #12, Section #1B, State Project #1001 - 696, on November 19, 1971.

Final Inspection of the project was conducted on December 01, 1971 and found in a condition satisfactory for Final Acceptance.

Therefore, it is recommended that this project be Final Accepted and Final Payment Authorized in accordance with the Final As-Built Quantities, deducting therefrom the amount of $9,807.87, representing $4,542.68 due to high air void content and $5,265.19 due to non-conformance to job mix formula and further deducting $560.00 representing liquidated damages for a overrun of Four (4) working days on their contract at $140.00 per working day, bringing the total deduction to $10,367.87. (January 7, 1972)

Route 78, Section 5AL

14 Interstate Wrecking Company, Inc., Springfield, New Jersey, finally completed all work under their contract for Route 78, Section 5AL, on September 1, 1971.

The project has been inspected and found satisfactory for final acceptance.

It is, therefore, recommended that the project be finally accepted and final payment authorized in accordance with the as-built quantities. (January 7, 1972)

Design Items

Route 195, Sections 3E & 4D

15 Approval is recommended of the plans and specifications for submission to the Federal Highway Administration Division Office and authority to advertise after approval has been received from the Division Office for landscaping on Route 195, Sections 3E and 4D, from Imlaystown-Hightstown Road to Burke Tavern Road, in the Townships of Upper Freehold, Millstone and Jackson, Monmouth and Ocean Counties. Construction Program Year: 1970-1971 Item No. 4 (January 18, 1972)

16

Construction Contract
Rt. US1&9 (Pulaski Skyway),
Hackensack River;
Rt. US1&9T, Passaic River;
Rt. 7 (Wittpen Bridge),
Hackensack River.

Authorization is requested to prepare plans for a contract to repair the fender systems at the following bridges:

Route US1&9 (Pulaski Skyway), Hackensack River
Route US1&9T, Passaic River
Route 7 (Wittpen Bridge), Hackensack River

The repairs required for the Route US1&9, Hackensack River, and Route US1&9T, Passaic River Bridges are the result of general deterioration of the timber associated with age. The areas of repair are very old and in advanced stage of rot and deterioration. Extensive repairs are required to restore the fenders to serviceable condition.

The repairs for the Route 7, Hackensack River, are to replace a dolphin that was completely demolished by a tug boat.

This project should be advertised April 1972 and the estimated cost is $250,000. (January 13, 1972)

Request for Study Project Initiation
Route 287 - Morristown

17 Authority is hereby requested to initiate a study project to investigate a request to provide a cover over the portion of Route 287 adjacent to Washington's Headquarters, Morristown, in sufficient depth to determine the magnitude of cost.

The project will be studied by the consultant, Howard, Needles, Tammen and Bergendoff, by change order to the existing agreement, dated January 11, 1964.

The change order (No. 19) in the amount of $5,000.00 has been prepared, however, the Federal Highway Administration refused participation, until new agreement is reached with consultant. We feel this would take too long to close old agreement and get FHWA approval on new. (January 17, 1972)

This is a work authorization.

Agreement
Route 440 Freeway, Section 1D & 3A
and Section 3E
Port of New York Authority

18 Approval and execution is recommended of the attached agreement dated August 4, 1971 between the Port of New York Authority and the State of New Jersey covering understandings in connection with the establishment of responsibilities of each of the parties concerned with respect to the payment of the cost for land acquisition required therefor and the engineering and construction work necessary for the construction of Route 440 Freeway, Section 1D & 3A, and Section 3E with connections to the Outerbridge Crossing (a facility of the Port Authority), City of Perth Amboy, Middlesex County. (January 10, 1972)

Jurisdictional Agreements
Route 78 (Various locations)
Somerset County

19 Approval and execution is recommended of the attached Agreements dated December 30, 1971, between the County of Somerset and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 78, at various locations, where the State plans to make the following improvements:

(1) Route 78, Section 3D, a major interchange with County Route 523 Spur (Rattlesnake Bridge Road)

(2) Route 78, Section 4J, a major interchange with a bridge to carry Martinsville Road over Route 78

(3) Route 78, Section 4C, an overpass to carry Hillcrest Road over Route 78 and the construction of a major interchange

(4) Route 78, Section 4G, the building of a major interchange and bridge to carry King George Road over Route 78

(5) Route 78, Sections 4G & 4F, the building of a bridge to carry Plainfield Road (Stirling Road) over Route 78

(January 17, 1972)

Jurisdictional Agreement
Route 80, Section 1K
County of Sussex

20 Approval and execution is recommended of the attached Agreement dated December 30, 1971, between the County of Sussex and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 80, Section 1K, more particularly the State plans to build a bridge to carry Route 80 over Waterloo Road so as to conform to Interstate Standards, which will also entail a relocation and improvement to portions of Waterloo Road.
(January 13, 1972)

Jurisdictional Agreement
Route 35, Section 6D
Borough of Eatontown

21 Approval and execution is recommended of the attached Agreement dated December 22, 1971, between the Borough of Eatontown of Monmouth County and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 35, Section 6D, more particularly the State plans to make improvements to Route 35 from Asbury Circle to Weston Place including a turning facility at Industrial Way West. (January 11, 1972)

Jurisdictional Agreement
Route 95, Section 2A & 3A
Township of Ewing

22 Approval and execution is recommended of the attached Agreement dated December 30, 1971, between the Township of Ewing of Mercer County and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 95, Sections 2A and 3A, more particularly the State plans to build the following improved facilities:

(1) Structure carrying Lower Ferry Road over Route 95, including improvements to portions of Lower Ferry Road
(2) Reconstruction of a portion of Bull Run Road

(January 11, 1972)

Jurisdictional Agreements
Route 287 - Various Locations
Somerset County

23 Approval and execution is recommended of the attached Agreements dated December 30, 1971, between the County of Somerset and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 287, at various locations, where the State has made the following improvements:

(1) Route 287, Section 7C, the State has built an underpass at North Finley Avenue and an overpass at West Oak Street

(2) Route 287 at the intersection of Route 78, the State has made improvements to, and relocation of, Burnt Mills Road, including bridges over Route 287 and Route 78

(3) Route 287, the State has built an overpass to carry relocated Far Hills Road over Route 287

(January 17, 1972)

Services - Engineering
James P. Purcell Associates

24

Approval and execution is recommended of the attached Agreement dated October 29, 1971, between James P. Purcell Associates (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the study and improvement of the interchange of Route 4, Route 208, Paramus Road and Saddle River Road, in the Borough of Fair Lawn, Bergen County.

The Consultant will be reimbursed for his services as follows:

Salaries	
Preliminary Phase (part FIRST) toward a ceiling of	$ 80,000.
Design Phase (part SECOND) toward a ceiling of	320,400.
Soils Work	43,000.
Requested Printing	2,000.
Use of Motor Vehicles	1,000.
Photogrammetry	8,000.
Survey Work by Others	53,000.
Contingencies	50,600.
Recommended total amount to be set up **(January 11, 1972)**	$558,000.

Services - Engineering
Intersection - Rt. US. 1 - Rt.130
John G. Reutter Associates

25

Approval and execution is recommended of the attached Agreement dated November 10, 1971, between John G. Reutter Associates (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the improvement of an interchange to replace the existing traffic circle at the intersection of Route U.S. 1 and Route 130 (Georges Avenue) in the Township of North Brunswick, Middlesex County.

The Consultant will be reimbursed for his services as follows:

Salaries toward a Tentative Ceiling	$336,000.
Soils Work	15,000.
Requested Printing	3,000.
Use of Motor Vehicles	1,000.
Photogrammetry	24,000.
Contingencies	38,000.
Recommended total amount to be set up **(January 11, 1972)**	$417,000.

Services - Engineering
Route 41
Urban Engineers, Inc.

26

Approval and execution is recommended of the attached Agreement dated October 29, 1971, between Urban Engineers, Inc. (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the improvement of Route 41 from Route 70 in Cherry Hill Township, Camden County, northwardly to just south of Route 38 in the Township of Maple Shade, Burlington County.

The Consultant will be reimbursed for his services as follows:

Salaries toward a ceiling of	$131,000.
Soils Work	15,000.
Requested Printing	5,000.
Use of Motor Vehicles	1,000.
Contingencies	15,000.
Recommended total to be set up	$167,000.

(January 11, 1972)

Services - Engineering
Routes 41 and 42
Urban Engineers, Inc.

27 Approval and execution is recommended of the attached Agreement dated November 9, 1971, between Urban Engineers, Inc. (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the study and improvement of portions of Routes 41 and 42 in the vicinity of intersections with Clements Bridge Road, Evesham Road and Station Avenue, Deptford Township, Borough of Runnemede, Camden County.

The Consultant will be reimbursed for his services as follows:

Salaries toward a ceiling of	$ 389,000.
Soils Work	56,300.
Requested Printing	2,[illegible]
Use of Motor Vehicles	500.
Photogrammetry	27,[illegible]
Contingencies	47,[illegible]
Recommended total amount to be set up	$ 524,000.

(January 11, 1972)

Services - Engineering
Route 49
DeLeuw, Cather & Company

28 Approval and execution is recommended of the attached Agreement dated October 19, 1971, between DeLeuw, Cather & Company (Consultant) and the State of New Jersey covering understandings in connection with the improvement of Route 49 from the easterly side of Cohansey River eastwardly through the City of Bridgeton, Townships of Fairfield and Millville to Cedarville Road in the City of Millville, all in Cumberland County.

The Consultant will be remunerated as follows:

1.	Preliminary Phase (Part First) toward a ceiling of	$ 62,500.
2.	Design Phase (Part Second toward a ceiling of	579,000.
3.	Soils Work	
	Preliminary Phase	1,500.
	Design Phase	25,000.
4.	Requesting Printing both Phases	3,000.
5.	Use of Motor Vehicle	
	Preliminary Phase	350.
	Design Phase	1,650.
6.	Photogrammetry	
	Preliminary Phase	9,000.
	Design Phase	52,000.
7.	Use of Computer	
	Preliminary Phase	300.
	Design Phase	2,000.
8.	Contingencies both Phases	73,700.
	Recommended total to be set up	$810,000.

(January 11, 1972)

Services - Engineering
Route 70
Michael Baker, Jr., Inc.

29 Approval and execution is recommended of the attached Agreement dated November 26, 1971, between Michael Baker, Jr. (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the improvement of Route 70 between Route U.S. 9 in Lakewood Township and Chambers Bridge Road in Brick Township, Ocean County.

The Consultant will be reimbursed for his services as follows:

Salaries toward a Tentative Ceiling	$305,170.
Soils Work	20,000.
Requested Printing	2,000.
Use of Motor Vehicles	1,530.
Photogrammetry	9,000.
Electronic Computer	6,800.
Contingencies	34,500.
Recommended total amount to be set up	$379,000.

(January 11, 1972)

Services - Engineering
Route 195, Section 4B
Paul J. Emilius & Associates

30 Approval and execution is recommended of the attached Agreement dated December 3, 1971, between Paul J. Emilius&Associates (Consultant) and the State of New Jersey covering understandings in connection with the performance of Surveying Services, more particularly as-built services in connection with the State's construction of Route 195, Section 4B, from the vicinity of Burke Tavern Road to Cedar Swamp Road, Township of Jackson, Ocean County, a distance of about 4.0 miles.

The Consultant will be remunerated for his services toward a lump sum of $12,722.00 to which should be added approximately 10% for contingencies, making a total amount to be set up of $14,000.00. (January 11, 1972)

Utilities - Route 35(1953), Section 5C
Borough of Neptune City - Fire Alarm

31 Under the terms of Agreement No. 10, the Borough of Neptune City was authorized to relocate certain fire alarm facilities, to accommodate the construction of Route 35, Section 5C, at an estimated cost of $300.00.

To date the actual relocation cost, as reflected by bills received, exceeds the funding set-up by $351.00. The cost increase is attributable to a poor original estimate which did not reflect all the work required.

In order to permit payment of outstanding bills, it is recommended that additional funds in the amount of $351.00 be set-up under the subject heading Agreement.
(January 11, 1972)

Utilities - Route 174 Freeway, Section 1A
Ewing-Lawrence Sewerage Authority

32 Approval and execution is recommended of the attached Agreement (PUA-7-174-1A) dated December 30, 1971, between the State of New Jersey and the Ewing-Lawrence Sewerage Authority covering understandings in connection with the State's construction of Route 174 (Freeway), Section 1A, located in the Township of Lawrence, County of Mercer, which construction will necessitate relocation of certain facilities of existing sanitary sewer system owned and operated by the Authority.

The State will make or cause to be made certain revisions and rearrangements of existing sanitary sewer under its construction contract, at an estimated cost of $169,000.00.

The State will also reimburse the Authority for providing field engineering supervision and inspection services during the performance of relocation work, at an estimated cost of $11,000.00, and for preliminary engineering review of design of relocated sewer facilities, at a lump sum cost of $1,000.00.
(January 17, 1972)

Utilities - Route 195, Section 1C & 2B
Township of Hamilton - Sanitary Sewer

33 Approval and execution is recommended of the attached Agreement (PUA-20-195-1C&2B;NJ-I-195-3(10)65, Contract No. 4) dated December 30, 1971, between the State of New Jersey and the Township of Hamilton - Sanitary Sewer, covering understandings in connection with the State's construction of Freeway Interstate Route 195, Section 1C & 2B, located in the Township of Hamilton, County of Mercer.

As requested by the Township, which governmental agency will furnish necessary pipe and appurtenance materials, the State has provided for the installation of future sanitary sewer facilities across the Freeway under its construction contract, at an estimated cost of $14,000.00 to the State.

The Township has agreed to reimburse the State for the cost of extra-depth trench excavation as described in Agreement at an estimated cost of $2,043.00. (January 14, 1972)

Utilities- Route 202 Freeway, Section 20A
Public Service Electric & Gas Company

34 Attached hereto is PUA-6-202-20A, covering the rearrangement and/or redesign of electrical transmission facilities owned by the Public Service Electric and Gas Company. Said rearrangement and/or redesign work was performed by Company during, and to accommodate construction of Route 202 Freeway, Section 20A, located in the Township of Delaware, County of Hunterdon. The estimated cost of this work is $10,070.35.

The Agreement also provides for reimbursement to Company for [illegible] bounds survey of certain parcels that are being acquired from the Company for Freeway purposes. The cost of this work is $665.00.

The scheme of rearrangement and/or redesign, including survey work, is by the most economical means in accordance with law, and with the State and [illegible] standards and regulations. (January 17, 1972)

Utilities - Route 208,Sec. 3G,3J,1B,2D & 4A
Borough of Oakland-Water

35 Under the terms of the Utility Agreement No. 17 the Borough of Oakland was authorized to perform certain water facility relocation work to accommodate the construction of Route 208, Section 3G,3J,1B,2D&4A . The Agreement called for the State to reimburse the Borough for the actual cost of the work performed.

At the time of execution of the Agreement, no funds were allocated and, therefore, so as to permit payment of the bill submitted by the Borough, it is recommended that funds in the amount of $375.16 be set-up for this Agreement. (January 17, 1972)

Utilities - Route 295, Section 5C & 6A
Penn Central Transportation Company

36 Approval and execution is recommended of the attached State-Railroad Construction Agreement known as RRA-1-295-5C&6A, which Agreement provides for the relocation of Railroad facilities, the construction of highway facilities and Railroad flag protection required, all at an estimated cost to State of $13,000.00. (January 17, 1972)

Utilities - Route 295, Section 9B
New Jersey Bell Telephone Company

37 Approval and execution is recommended of the attached Utility Order (UO-102-295-[illegible]) issued to the New Jersey Bell Telephone Company, covering understandings in connection with the State's construction of Freeway Interstate Route 295, Section 9B, located in the Township of Lawrence, County of Mercer which construction will require relocation of existing telephone facilities owned and operated by the Company.

The New Jersey Bell Telephone Company is to be reimbursed for the [illegible] cost of the relocation work, which is estimated to be (including contingencies) $[illegible]. (January 11, 1972)

Maintenance Items

Painted Traffic Lines
Contract #2 (South) 1971

38 Painting contractor Traffic Marking Co., Inc., has completed all work for Painted Traffic Lines, Contract #2 (South) 1971, on existing State Highways in Essex, Union, Hudson, and Middlesex Counties in a satisfactory manner.

First Painting: Date of completion was June 20, 1971. The number of Sundays used to complete this work was 4; the number of working days was 15. The time allowed under contract was 5 Sundays and 22 working days.

Second Painting: Date of completion was December 5, 1971. The number of Sundays used to complete this work was 4; the number of working days was 9. The time allowed under contract was 5 Sundays and 13 working days.

It is herewith recommended that the work be accepted and that final payment be made to the contractor upon completion of the usual formalities.
(January 11, 1972)

Planning and Research Items

A-95 Review Agreement
Tri-State - N.J.D.O.T.

39 Approval is recommended of the attached Memorandum of Understanding, for [illegible] the U.S. Bureau of the Budget Circular Number A-95 Review procedure, [illegible] the Tri-State [illegible] Commission and the New Jersey Department [illegible] Transportation.

This Memorandum of Understanding is consistent with the [illegible] Development [illegible] 4(b) of [illegible] Administration's [illegible] Memorandum [illegible] which [illegible] notification [illegible]. (January 7, 1972)

Traffic Engineering Items

No Parking Zones - Bus Stops - Rt. 27
Borough of Highland Park

40 In accordance with the provisions of s. 78, c. 23, L. 1951 (c. 39:4-138.1) it is recommended that the attached regulation be adopted establishing legal "no parking" zones for designated bus stops.

Route 27
Borough of Highland Park
Middlesex County (January 17, 1972)

No Stopping or Standing Zones - Rt. 27
Borough of Highland Park

41 In accordance with the provisions of s. 78, c. 23, L. 1951 (c. 39:4-138.1) it is recommended that the attached regulation be adopted establishing legal "no stopping or standing" zones along:

Route 27
Borough of Highland Park
Middlesex County (January 17, 1972)

Proposed Detour
Route 48 at Layton's Lake
Upper Penns Neck Twp., Salem County

42 Due to the removal of the existing bridge and the construction of a new structure on State Route 48 over Layton's Lake in Upper Penns Neck Township, Salem County, it will be necessary to close State Route 48 to through traffic in this area and establish a detour as follows:

Traffic travelling east on State Route 48 will turn north onto County Route 551 to its intersection with County Route 41, then east on County Route 41 to its intersection with County Route [illegible], then south on County Route [illegible] bringing them back to Route U.S. 40 just east of the intersection of Route U.S. 40 and State Route 48.

Westbound traffic from Route U.S. 40 to State Route 48 will use the same detour in the reverse direction.

Local traffic will have access up to the construction site from both directions.

This detour will be placed in effect on or about January 12, 1972, and will last for approximately [illegible] months.

The Bureau of Maintenance has estimated that they will require $4,500 for normal maintenance and $2,000 for snow and ice control on the detour roadways. They also feel that it will be necessary to resurface 1.1 miles of the detour roadway upon completion of the detour. They have estimated this resurfacing at $1[illegible],000.

Local and County officials have been made aware of the need for this detour and are in agreement with. The detour roads are shown on the attached sketch.
(January 17, 1972)

Local Government Aid Items

Howard Blvd. Underpass, Morris County
SU-255(1)

43 There is on file in the Division of Local Government Aid a copy of a resolution adopted by the Morris County Board of Chosen Freeholders recommending the acceptance of Howard Blvd. Underpass, Morris County, Federal Aid Secondary Project SU-255(1), as completed on July 28, 1971. There is also on file in the Department a letter from Mr. R. F. Bush, Chief Engineer, Erie Lackawanna Railway Company, stating that all work performed by the contractor has been completed satisfactory to the Erie Lackawanna Railway Company.

It is recommended, therefore, that the work under contract to The Conduit & Foundation Corporation for the construction of this project be accepted as completed and that final payment to the contractor be authorized, when the necessary formalities have been observed.

(January 17, 1972)

620-160-810

TOPICS PROGRAM - T-4001(3)
City of Newark - Essex County

44 Approval is recommended of amending the following commission actions: last sentence of first paragraph in Schedule of Approvals Item 28, November 18, 1971 (No. 42-1971); last sentence of first paragraph in Schedule of Approvals Item 17, December 9, 1971 (No. 45-1971); last sentence of first paragraph in Schedule of Approvals Item 18, December 9, 1971 (No. 45-1971); all to read: Total estimated cost of the project is $144,000.00 of which $16,000.00 is for force account work with total expense to the State and Federal Government being limited to a total of $14,000.00, and $128,000.00 is for preliminary engineering and contingencies to be financed with 12½% from the City of Newark, 37½% from the New Jersey Department of Transportation, and 50% from federal funds.

(January 18, 1972)

612-120-769

TOPICS PROGRAM T-4002(12)
Ten Intersections - Mercer County

45 It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for its approval. This project involves preliminary engineering for improvement of ten intersections located in the Townships of Ewing, Hopewell, and Hamilton, County of Mercer, TOPICS Program, T-4002(12). Total estimated cost is $57,200.00 to be financed 50% from the New Jersey Department of Transportation and 50% from federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968.

620-160-810

(January 11, 1972)

TOPICS PROGRAM T-4001(37)
City of Linden - Union County

46 Presented herewith is State-City Agreement for the devlopment of a comprehensive traffic engineering study of the streets and highways in the City of Linden, Union County. Total estimated cost of the project including contingencies is $59,400.00. The estimated consultant engineering costs, including contingencies, of $59,400.00 is to be financed with $7,425.00 from the City of Linden, $22,275.00 from the N. J. Department of Transportation, and $29,700.00 from federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968.

Approval and execution of the attached agreement in duplicate is recommended.

12-120-769
~~620-160-810~~

(January 17, 1972)

TOPICS PROGRAM - T-4001(38)
Central Av., Clark Twp.,Union Co.

47 It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project involves the improvement of Central Avenue in Clark Township, County of Union, from Garden State Parkway to Terminal Avenue, TOPICS Project No. T-4001(38). Total estimated cost is $26,700.00 to be financed 50% from the N. J. Department of Transportation, and 50% from Federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968.

620-160-810

(January 18, 1972)

TOPICS PROGRAM T-4001(49)
Clark Township - Union County

48 It is recommended that the attached Federal Aid TOPICS Program be approved and authority given to submit same to the Federal Highway Administration for their approval. This project involves the improvement of seven intersections in Clark Township, County of Union, TOPICS Project No. T-4001(49). Total estimated cost is $14,080.00 to be financed 50% from the N. J. Department of Transportation, and 50% from Federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968.

620-160-810

(January 18, 1972)

Approved Change Orders - December 1971

49 Approval is recommended of the attached tabulation listing 55 Change Orders that were processed by the Division of Transportation, Operations and Local Aid during the month of December, in accordance with the provisions of Departmental Operating Procedure No. 206.

All Change Orders noted herein are available for detailed inspection in the Division of Transportation, Operations and Local Aid. (January 11, 1972)

State Aid Road System - Newark City
Essex County

50 Approval is recommended that Item 28, Schedule of Approvals dated May 24, 1971 (No. 19-1971) be amended to read "Frelinghuysen Avenue and South Street Drainage", E-13-71. State Aid Road System. (January 17, 1972)

Municipal Aid - Galloway Township
Atlantic County

51 Approval is recommended of acceptance and authorization of final payment of $64,920.01, State's share, for the improvement of Second Avenue & Drainage Easement, Township of Galloway, Atlantic County, A-15X-67, completed by contract at a total cost of $78,234.90. Approval is further recommended of deducting $2,566.82 from the total cost of construction due to non-conformance to the Job Mix Formula and Specified Thickness Requirements of the Bituminous Concrete Pavement. Municipal Aid. (January 11, 1972)

Municipal Aid - North Wildwood City
Cape May County

52 Approval is recommended of acceptance and authorization of final payment of $25,213.04, State's share, for the improvement of Virginia Avenue; Maryland Avenue; Walnut Avenue; Chestnut Avenue; 4th Avenue; 6th Avenue; 9th Avenue; 10th Avenue & 12th Avenue, City of North Wildwood, Cape May County, CM-7-68, completed by contract at a total cost of $43,582.11. Approval is also recommended of amending the Supplementary Specifications to eliminate the requirement of a Guaranty Bond under Article 1.8.7. Municipal Aid. (January 11, 1972)

Municipal Aid - Sea Isle City
Cape May County

53 Sea Isle City, Cape May County, received three bids on December 13, 1971 for the construction of 72nd Street Drainage, CM-9-70. The recommendation of the City is to make the award of contract to T. Brodesser Jr. & Co. Inc., R. D. #2, Cape May, N.J. on their low lump sum bid of $15,870.00. Approval is recommended. Municipal Aid. (January 11, 1972)

Municipal Aid - Bridgeton City
Cumberland County

54 Bridgeton City, Cumberland County, received three bids on October 19, 1971 for the construction of Water Street, Section 2, Cu-1-71. The recommendation of the City is to make the award of contract to Stavola Road Mat'ls Inc., Laurel Avenue, Kingston, N.J. on their low lump sum bid of $15,895.95 for 1½" and 2" FABC-1 surface. Approval is recommended. Municipal Aid. (January 18, 1972)

Municipal and Extraordinary Aid
Upper Deerfield Township - Cumberland County

55 Approval is recommended of plans and supplementary specifications for the construction of Love Lane, Upper Deerfield Township, Cumberland County, Cu-13-69. Municipal Aid. and Extraordinary Aid. (January 11, 1972)

Municipal Aid - Milltown Borough
Middlesex County

56 Approval is recommended of plans and supplementary specifications for the construction of Kuhlthau Avenue, Milltown Borough, Middlesex County, Mi-11-69. Municipal Aid. (January 13, 1972)

Municipal Aid - City of New Brunswick
Middlesex County

57 Approval is recommended of acceptance and authorization of final payment of $47,513.42, State's share, for the improvement of Central Avenue, Dix Street, Jones Avenue and Sandford Street, City of New Brunswick, Middlesex County, MI-29X-67, completed by contract at a total cost of $53,267.69. Approval is also recommended of amending the Supplementary Specifications to eliminate the requirement of a Guaranty Bond under Article 1.8.7. Municipal Aid. (January 11, 1972)

58

Municipal Aid - Holmdel Township
Monmouth County

Approval is recommended of the request from Holmdel Township, Monmouth County to transfer $7000 of 1967 construction funds, $3779 of 1969 Formula funds and $3779 of 1970 Formula funds from Middletown Road, Mh-15-67 to McCampbell Road, Mh-2F-65.

Approval is also recommended of transferring $3779 of 1968 Formula funds from Telegraph Hill Road, Mh-4F-68 to McCampbell Road. Municipal Aid. (January 17, 1972)

59

Municipal Aid - Boonton Township
Morris County

Approval is recommended of acceptance and authorization of final payment of $8,452.30, State's share, for the improvement of Valley Road, Section 3, Township of Boonton, Morris County, M-35X-67, completed by contract at a total cost of $9,416.40. Approval is also recommended of deducting $24.96 from the total cost of construction due to non-conformance to the Job Mix Formula of the Bituminous Concrete Pavement. Municipal Aid. (January 11, 1972)

60

Municipal Aid - Clifton City
Passaic County

Approval is recommended of the request from Clifton City, Passaic County to transfer $6608.80 of 1969 construction funds from Getty Avenue, Entin Road and Carol Street, P-2A-69 to Brighton Road, Section 2, P-2A1-69. Municipal Aid. (January 11, 1972)

61

Municipal Aid - Hawthorne Borough
Passaic County

Hawthorne Borough, Passaic County, received three bids on December 1, 1971 for the construction of Llewellyn Avenue, P-4F-71. The recommendation of the Borough is to make the award of contract to Giovanni Asphalt Corp., 171 Hudson Street, Hackensack, N.J. on their low lump sum bid of $20,942.10 for 1½" FABC-1 Mix #5 surface. Approval is recommended. Municipal Aid. (January 11, 1972)

62

Municipal Aid - Upper Penns Neck Township
Salem County

Approval is recommended of acceptance and authorization of final payment for the improvement of Gary Avenue, in the Township of Upper Penns Neck, Salem County, (S-13-67) completed by contract at a total cost of $11,701.00. State's share is $8,000.00 of which $6,656.74 has already been paid on Partial Est. No. 1, leaving a balance to be paid of $1,343.26. Municipal Aid. (January 11, 1972)

63

Municipal Aid - Raritan Borough
Somerset County

Approval is recommended of acceptance and authorization of final payment of $5,309.94, State's share, for the improvement of Second Street, Borough of Raritan, Somerset County, SO-1F-69, completed by contract at a total cost of $8,528.87. Approval is also recommended of deducting $90.99 from the total cost of construction due to non-conformance to the Job Mix Formula and Air Void Requirements of the Bituminous Concrete Pavement. Municipal Aid. (January 11, 1972)

64

Municipal Aid - M. & R. - 1971
Sparta Township - Sussex County

Approval is recommended of the Agreement executed on June 15, 1971 between the Sussex County Board of Chosen Freeholders and Sparta Township using $3583. of State Aid Road Funds for bituminous surface treatment work outlined in the approved 1971 Municipal Aid Schedule of Work. This is in accordance with the provisions of R. S. 27:15-1.11. (January 17, 1972)

65

Municipal Aid - Fanwood Borough
Union County

Approval is recommended of plans and supplementary specifications for the construction of Second Street, Fanwood Borough, Union County, U-5-71. Municipal Aid. (January 13, 1972)

Municipal Aid - Borough of Mountainside
Union County

66 Approval is recommended of acceptance and authorization of final payment of $13,345.25, State's share, for the improvement of Woodacres Drive, Borough of Mountainside, Union County, U-2X1-67, completed by contract at a total cost of $17,510.50. Approval is also recommended of deducting $59.94 from the total cost of construction due to non-conformance to the Air Void Requirements of the Bituminous Concrete Pavement. Municipal Aid. (January 11, 1972)

Right of Way Items

Funds - Right of Way
U. S. 30, Section 2

67 There is presented again the matter of funding on Route U.S. 30, Section 2, Wellington Avenut to Bell Avenue, Control Section 0403-401. There is attached a Processing Form recommended and approved by Messrs. Peterson and Freidenrich, and approved as to the availability of funds by Mr. Bridegum.

The sum of $50,000.00 is required to complete right of way acquisition on this project. These funds are available under Item 61 of the 1971 Construction Program (100% State Funds).

Authority is requested to set up the sum of $50,000.00.
(January 13, 1972)

Right of Way
Route 36

68 There is presented the matter of incorporating the New Jersey Highway Authority Eatontown Spur into the New Jersey State Highway System.

Previous studies of highway needs and required improvements in the Monmouth County area have indicated it as being in the overall public interest to accept the Parkway Authority's offer to convey at no cost all property rights and to transfer the subject Parkway facility from Hope Road to its present terminus to the State Department of Transportation.

Attached is an executed Deed and a certified copy of the Parkway Authority's resolution authorizing execution of the Deed and delivery of same to the State Department of Transportation together with related correspondence.

The Deed has been reviewed by the State's engineers as to propriety of description and by the Title Officer in relation to title insurance policy certificates previously issued. Further, the matter has been reviewed by the Director of Planning and Research in relation to the overall highway needs and the transportation master plans for New Jersey.

It is recommended that the Deed be accepted and the Commissioner authorize the incorporation of this facility into the State Transportation and Highway System as Route 36.

By separate arrangement, the Parkway and Transportation Department engineers upon the Commissioner's incorporation of this facility as a State Highway will accomplish the appropriate maintenance and snow plow jurisdictional arrangements. (January 10, 1972)

Right of Way
Route 21F, Section 6

69 There is presented negotiated purchase agreement on Route 21F, Section 6, Control Section 0234.01, From Monroe Street to Route 80.

Parcels E116A1, New Jersey Highway Authority, Consideration $1,000.
116A2, 116A3,
[illegible], 116[illegible]

The parcels have been appraised and the Reviewer's combined registered Fair Market Value Determination is $800. The variance not being substantial, the agreement would appear in the public interest and approval is recommended. (January 7, 1972)

Right of Way
Route 78, Section 5F

70 There is presented negotiated purchase agreement on Route 78(1953), Section 5F, Federal Project I-78-5-(5), From Lyons Avenue to Schuyler Avenue.

Parcel-276A plus	Administrator of Veterans Affair, an Officer of the United States	Consideration $23,450
Remnant to be acquired		50
[illegible]		Total Consideration $23,500

This parcel having been appraised and the Reviewer's registered Fair Market Value determination being $23,450 and the remnant being $50, approval is recommended.

It is further requested that authority be granted to dispose of the improvements either by public auction, by sealed bids, or to the contractor for the purpose of demolition. **(January 13, 1972)**

Right of Way
Route 90 Freeway, Section 2

71 There is presented negotiated purchase agreement on Route 90 Freeway, Section 2, From Route U. S. 130 To Camden Avenue;

Parcel 4	Louis T. Bryk, single man	Consideration $930.

The parcel was appraised and the reviewer's registered fair market value determination is $930. Approval is recommended. **(January 12, 1972)**

Right of Way
Route 92 Freeway, Section 1

72 There is presented negotiated purchase agreement on Route 92 Freeway, Section 1, From Route 33 To Mercer-Middlesex County Line;

Parcel 2R12A	F. W. Dwyer Mfg. Company, Inc. (now known as Dwyer Instruments, Inc.) (A Indiana Corporation)	Consideration $63,000.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $62,600. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended. **(January 7, 1972)**

Right of Way
Route 178 Freeway, Section 1

73 There is presented negotiated purchase agreement on Route 178 Freeway, Section 1, From Route 24 Freeway To Routes 10 & 53 Interchange.

Parcel 8	James F. Weisert and Elizabeth Weisert, h/w	Consideration $39,000
	(Less allowance to the State, owner to retain & remove dwelling)	$ 2,000
	Net Cash Consideration	$37,000
	Including down payment of	$ 9,250
	Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling.	$ 5,000

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $39,000. The Replacement Housing Bonus is $5,000. It is recommended that this agreement be approved. **(January 7, 1972)**

Right of Way
Route 295, Section 8

74 There is presented negotiated purchase agreement on Route 295(1953), Section 8, From Route 33 To Route U.S. #1; Federal-aid Project I-295-2-(13):

Parcel R34	Martin H. Lawrence, Jr. & Sarah M. Lawrence, h/w	Consideration	$26,800.00
Plus damaged remnant to be acquired			200.00
		Total Consideration	$27,000.00
		Including down payment of	$ 6,750.00
		Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe, and sanitary replacement dwelling.	$ 5,000.00

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $26,800. The damaged remnant is valued at $200. The Replacement Housing Bonus is $5,000. It is recommended that this agreement be approved.

It is further requested, that authority be granted to dispose of the improvements either by public auction, by sealed bids, or to the contractor for the purpose of demolition. (January 12, 1972)

Right of Way
Route 20 Freeway, Section 2

75 There is presented again the matter of acquisition of property on Route 20 Freeway, Section 2, From Route U.S. 46 Interchange To Main Street. Condemnation proceedings were previously authorized at which time the owners' demand of $40,000 was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 97	Andrew Sarchio & Jessie Sarchio, h/w; Peter Cannici & Caroline Cannici,h/w; Nicholas D. Cannici & Marylou Cannici, h/w	Consideration	$24,500
		including deposit withdrawn from the court of	$16,000

The parcel having been appraised and the Reviewer's registered Fair Market Value Determination being $24,500, approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to make payment of the sum of $8,500 representing the difference between the consideration provided for in the agreement and the deposit withdrawn from Court.

The improvements were demolished on November 30, 1971 by the Contractor in the performance of his duties. (January 7, 1972)

Right of Way
Route 23, Section 2

76 There is presented again the matter of acquisition of property on Route 23, Section 2, Control Section 1604-401, Essex County line to Black Oak Ridge Road. Condemnation proceedings were previously authorized as the registered Fair Market Value Determination of $19,200. was offered to and refused by the owner who demanded $28,500., which was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

1837

Parcel [illegible]	John Leffhalm and G. Fred Leffhalm, single men	Consideration $20,000.
	Plus Replacement Housing Bonus of to be paid on satisfaction by State that the seller has purchased and occupied a decent, safe, and sanitary replacement dwelling.	$ 5,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $19,200. The Replacement Housing Bonus is $5,000. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is also recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made irto the Superior Court under Declaration of Taking.

It is further requested that authority be granted to dispose of the improvements either by public auction, by sealed bids, or to the [illegible] for the purpose of demolition. (January 7, 1972)

Right of Way
Route 23, Section 2

77 There is presented again the matter of acquisition of property on Route 23, Section 2, Control Section 1604-401, Essex County line to Black Oak Ridge Road. Condemnation proceedings were previously authorized as the registered Fair Market Value Determination was $3,550., which was offered to and refused by the owner who stated a demand of $10,000.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel [illegible]	Seymour Minot & Eleanor, h/w and Charles Riccobono & Minerva, h/w	Consideration $4,700.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $3,700. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is also recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (January 7, 1972)

Right of Way
Route 29 Freeway, Section 10

78 There is presented again the matter of acquisition of property on Route 29 Freeway, Section 10, Lalor Street to Route 37. Condemnation proceedings were previously authorized on [illegible] 11, 1971 as the owners refused to negotiate.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 62A1 Plus Remnant Parcel to be Acquired (X62B)	Leonard Cracker & Jessie Cracker his wife & William Cracker, life tenant	Consideration $12,400
		100
		Total Consideration $12,500

These parcels have been appraised and the Reviewer's registered Fair Market Value Determination is $11,500 for Parcel 62A1 and $100 for the Remnant (Parcel X62B). The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (January 12, 1972)

Right of Way
Route 29 Freeway, Section 10

79 There is presented again the matter of acquisition of property on Route 29 Freeway, Section 10, Lalor Street to Route 37. Condemnation proceedings were previously authorized on August 25, 1971, at which time the owners refused to negotiate.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 62A2	Leonard Cracker and Peter N. Crocker, Executors of the Estate of Peter Cracker, deceased	Consideration	$1,400

The parcel has been appraised and the Reviewer's registered Fair Market Value determination is $900. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (January 10, 1972)

Right of Way
Route 35 Freeway, Section 1

80 There is presented again the matter of acquisition of property on Route [illegible] Freeway, Section 1, Federal Project F-107-(2), from Atlantic Avenue to [illegible] River. Condemnation proceedings were previously authorized on December 31, [illegible] as the agents's demand of $12,500 was considered excessive. A Commission hearing was held and an award was rendered in the amount of $3,200, which was appealed by the owner.

Prior to a jury trial the owners indicated that they would agree to a settlement figure of $4,500 which would include interest and all claims against the State which resulted in the execution of an agreement as follows:

Parcel E54C	Norman Birne and Eleanor Birne, h/w	Consideration $4,500.

The parcel was appraised and the Reviewer's registered Fair Market Value determination is $3,200. The variance is not considered substantial because the State entered the property back in 1960 and the owner would be entitled to interest and settlement is all inclusive of all claims against the State. The agreement would appear to be in the public interest. Approval is recommended.

It is further recommended that the condemnation proceedings previously authorized be discontinued. (January 7, 1972)

Right of Way
Route 78, Section 5E

81 There is presented again the matter of acquisition of property on Route 78, Section 5E, Federal Aid Project I-78-5-(4), Garden State Parkway to Lyons Avenue. Condemnation proceedings were previously authorized as the registered Fair Market Value Determination was $65,000., which was offered to and refused by the owners who demanded $115,000. A complaint was filed on November 5, 1970. Subsequently, a Commission Hearing was held on September 16, 1971 which resulted in an award of $87,300., which was appealed by the State.

[illegible] an [illegible]

[illegible] $79,500.

[illegible]

[illegible] Right of Way [illegible]

[illegible] recommended.

[illegible]

82

Right of Way
Route [illegible], Section 5K

[illegible]

[illegible], 1972

83

Right of Way
Route 21, Section [illegible]

[illegible] Agreement for an [illegible] to Route [illegible], Parcel [illegible].

[illegible] Krajewski and [illegible] terms and conditions [illegible] Agreement, [illegible] #21-6-[illegible]-1.

This unit is owner occupied and has not been previously rented. This rent is based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on December 30, 1971. Consideration was given to the fact that the occupants will supply their own heat. Consideration was also given to the fact that the occupants will maintain the property and act as superintendents. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy.
(January 11, 1972)

Right of Way
Route 35, Section 2

84

There is presented White Invoices totaling $676.00 from the Department of Environmental Protection, Bureau of Marine Lands Management for payment for a Riparian Grant on Route 35, Section 2, Parcels T13A, T13D, T13E and T13F, Seaside Heights to Point Pleasant, Control Section 1506-401.

Heretofore, the application for Riparian Grant was approved and the sum of $655.50 offered.

Authority is requested to accepted the Riparian Grant and to make payments in the sum of $626.00 for the Riparian Grant and $50.00 to cover the preparation fee and filing cost. (January 14, 1972)

Right of Way
Route 76, Section 1

85

There is presented the matter of the demolition of two 2-story masonry row dwellings located at the Benjamin Franklin Bridge to Kaighn Avenue, City of Camden, New Jersey, Parcels 942 and 943.

The demolition is required because the present condition of the improvements present a health and safety hazard to surrounding residents in the area.

We are in receipt of estimates for the required demolition as follows:

Robert T. Winzinger, Inc.	$1,700
Robert Hawthorne, Inc.	$1,700

Although both bidders submitted the same amount, it is requested that the Bid Proposal by Robert T. Winzinger, Inc. in the amount of $1,700 be approved since it was received first and date stamped on January 5, 1972. Since this hazardous condition and eyesore poses such a threat to safety and to the public relation image of the Department of Transportation, it is requested that approval be authorized to proceed with the demolition immediately.
(January 10, 1972)

Right of Way
Route 78, Section 5D

86

There is presented a deed for the conveyance of Parcel VX334B on Route 78 (1953), Section 5D, From Springfield Avenue To Garden State Parkway, from the State of New Jersey to Leo Andelfinger and Jeannette D. Andelfinger, his wife.

This conveyance is being made in accordance with an agreement approved by the Assistant Commissioner, Highways, on August 13, 1971 under which Leo Andelfinger and Jeannette, his wife, agreed to convey to the State Parcel 335B on Route 78 (1953) Section 5D, for the consideration of $1.00 plus the conveyance of Parcel VX334B. The deed to the State conveying Parcel 335B has been delivered and accepted by the State.

It is recommended that this deed conveying Parcel VX334B be executed and authority granted to deliver same in accordance with the terms of the agreement.

The Commissioner of Transportation does hereby determine that Parcel VX334B is no longer required for the use of the State of New Jersey in the improvement, betterment, reconstruction or maintenance of any state highway. (January 14, 1972)

Right of Way
Route 95, Section 3

87

There was presented report and appraisal with map and description on Route 95 (1953), Section 3, Federal-aid Project IP-95-5-(10), Scotch Road To Elm Ridge Road, Parcel E8, Ernest H. Ritz and Sophie Joan Ritz, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of Parcel E8 in fee simple and the damaged remainder in fee simple subject to any public utilities existing in the premises. The State's registered fair market value determination of $24,850 for Parcel E8 and $1,150 for the remainder totalling $26,000 plus a Replacement Housing Bonus of $5,000 was offered to and refused by the owners who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the court $26,000.

It is further requested that authority be granted to dispose of the improvements either at public auction, on sealed bids, or to the contractor for purpose of demolition. (January 13, 1972)

Right of Way
Route 95, Section 3

88

There was presented report and appraisal with map and description on Route 95 (1953), Section 3, Scotch Road to Elm Ridge Road, Parcel 26A, Blue Ribbon [illegible].

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of this parcel in fee simple, subject to any public utilities existing in the premises. The State's registered Fair Market Value offer of [illegible] was made to the owners who cannot conclude negotiations at this time.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the court $36,600. (January 11, 1972)

Right of Way
Route 202 Freeway, Section 20

89

There was presented report and appraisal with map and description on Route 202 Freeway, Section 20, [illegible] Lambertville Bridge To Route U.S. 202, Parcels [illegible] and [illegible], [illegible] Fisk, h/w.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels in fee simple, subject to any public utilities existing in the premises. The State's registered fair market value of [illegible] was offered to and refused by the owner's agent whose demand of $46,000 is [illegible].

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the court $17,000. (January 12, 1972)

Right of Way
Route 287, Section 8

90

[illegible] acquisition of property on Route 287 [illegible], [illegible] to and [illegible] Lee, [illegible] proceedings [illegible] $13,710. [illegible] excessive. [illegible] 2?, 196? a complaint was filed and [illegible] deposited with the Superior Court.

Subsequently, it has been determined by the engineers that this parcel is no longer required for landscape purposes. Accordingly it was mutually agreed upon by the State and the owner under the terms of Stipulation of Dismissal that the State would not pursue this matter any further with the understanding that the State reserves the right to re-institute condemnation proceedings if it is deemed necessary.

It is therefore recommended that Parcel L24D be eliminated from the General Property Parcel Map and that condemnation proceedings previously authorized be discontinued. It is further recommended that the sum of $3,450. previously deposited with the Superior Court be withdrawn. ✓(January 11, 1972)

Right of Way
Route 287, Section 8

91 There is presented again the matter of acquisition of property on Route 287 (1953), Section 8, Federal Aid Project LSI-287-2-(3), Passaic River to Sand Spring Road, Parcel L24E, Marvin Ross and John Noe. Condemnation proceedings were authorized on June 14, 1968 at which time the owner demanded $200,000. which was considered excessive. On July 9, 1968 a complaint was filed and the sum of $44,100. was deposited with the Superior Court.

Subsequently, it has been determined by the engineers that this parcel is no longer required for landscape purposes. Accordingly, it was mutually agreed upon by the State and the owner under the terms of a Stipulation of Dismissal that the State would not pursue this matter any further with the understanding that the State reserves the right to re-institute condemnation proceedings if it is deemed necessary.

It is therefore recommended that Parcel L24E be eliminated from the General Property Parcel Map and that condemantion proceedings previously authorized be discontinued. It is further recommended that the sum of $44,100. previously deposited with the Superior Court be withdrawn. ✓(January 11, 1972)

Right of Way
Route 287, Section 10

92 There is presented the matter of an owner's housing payment on Route 287, Section 10, Project No. I-287-2-(14), from Route 24 to Route 10, Former Owner: Josephine Morris and Margaret Morris, Parcel 5.

On November 6, 1970, the Commissioner of Transportation approved a Commissioners Award on the above captioned property in the amount of $20,000.

In accordance with the 1968 Highway Act, the owners relocated from the above captioned parcel and made application for their housing bonus in the amount of $5,000. A representative of the Department of Transportation of the State of New Jersey inspected the replacement housing on December 17, 1971 and certified that the replacement housing is decent, safe and sanitary.

Authority is requested to pay the replacement housing bonus in the amount of $5,000. (January 10, 1972) ✓

Right of Way
Route 322, Section 11

93 There is presented again the matter of acquisition of property on Route 322 (1953), Section 11, From Cecil To Route 54, Parcels L19A and L19B owned by the Timber Hill Corporation, a Corporation of New Jersey. Condemnation proceedings were previously authorized on March 26, 1971 to acquire these parcels; however no complaint has yet been filed in the Superior Court.

Our engineer has now advised that these landscape parcels have been eliminated.

Authority is therefore requested to rescind the commission action of March 26, 1971. (January 13, 1972)

Appraisal Contract
[illegible] L. Orbaker & Associates
Route 35, Section 6

94

[illegible] April 28, 19[illegible] the Commission [illegible] an appraisal contract with [illegible] & Associates to [illegible] parcels on Route 35, Section 6. [illegible] which an appraisal has been submitted. [illegible] appraisal in order to bring the original [illegible] consider a non real estate report which [illegible] appraiser.

[illegible] addition of the attached [illegible] it be approved [illegible]

[illegible] (January 18, 1972)

Appraisal Contract
Calvin Schwartz
Route 37 Freeway, Sections 2 and 3

95

[illegible] approved a contract [illegible] Route 37 Freeway, Sections [illegible]

[illegible] addition of the attached [illegible] that it be approved and executed [illegible]

[illegible] (January 18, 1972)

Appraisal Contract
Interstate Appraisal Company
Route 7, Section [illegible]

96

[illegible] Interstate [illegible] Route 7, Section [illegible] on which appraisals have been submitted. It is [illegible]

[illegible] addition of the attached [illegible] that it be approved and executed [illegible]

[illegible]

[illegible]

Appraisal Orders

97

[illegible]

[illegible] Parcel 364 on [illegible]

[illegible] the ap- [illegible]

[illegible] Parcel [illegible] and the appraisal is no longer [illegible] the order.

1971-A-486 to Calvin M. Schwartz. This order was for an appraisal of Parcel 110 on Rt. US 9, Sec. 4. The commissioners' award has been accepted by both the State and the owner in this case and the appraisal is no longer required. Authority is requested to rescind previous action approving the order.

1971-A-516 to Charles N. Schragger. This order is for updating of Parcel 202 on Rt. 29 Freeway, Sec. 11. An agreement has been secured and the updated appraisal is no longer required. Authority is requested to rescind previous action approving the order. (January 14, 1972)

98

Appraisal Orders

There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
12/15/71	1971-A-500	Arthur G. Doglione	Monmouth	1	$700
"	501	LeGore Appraisal Co.	Gloucester	1	700
"	502	Benjamin G. Vukicevich	"	1	700
"	503	Joseph Martin	Monmouth	4	1,450
"	504	Arthur Doglione	"	6	600

Approval is recommended. (January 10, 1972)

99

Appraisal Orders

There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
1/4/72	1972-A-1	Calvin M. Schwartz	Monmouth	4	$3,400
"	2	Irwin J. Steinberg	Morris	1	300
"	3	Lawrence A. Gaffney	Sussex	3	225
1/5/72	4	Appraisal Consultants	Mercer	1	700
"	5	Calvin M. Schwartz	Monmouth	1	800
"	6	Robert W. Plank Assoc.	Camden	11	3,700
"	7	John A. Borden	"	5	2,300
"	8	Appraisal Consultants	Essex & Hudson	2	2,300
"	9	Sanford Krasner	"	2	2,300

Approval is recommended. (January 13, 1972)

100

Appraisal Orders

There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
1/7/72	1972-A-10	Joseph H. Martin	Mercer	2	$150
"	11	Lanning Sanitary Engineering Co.	Hunterdon	2	200
"	12	Joseph H. Martin	Mercer	1	150

Approval is recommended. (January 13, 1972)

Appraisal Orders

101 [illegible] presented the following [illegible] Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
[illegible]	1972-A-13	Robert W. Black & Assoc.	Mercer	1	$500
	14	Stephen [illegible]	Burlington	1	300
	15	William T. Ard Assoc.	Middlesex	3	300
	16	[illegible] A. Borden	Burlington	1	700
	17	William T. Ard	Essex	1	250
	18	[illegible]	"	1	250
	19	[illegible]	Mercer	2	425

[illegible] (January 18, 1972)

Appraisal Orders

102 [illegible] presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
[illegible]	20	[illegible]	[illegible]	1	[illegible]
	21	[illegible]	"	1	[illegible]

[illegible]

[illegible] is requested to [illegible] on [illegible] 1971-A-392 and [illegible] respectively. This parcel [illegible] and it [illegible] to secure appraisals of the subdivided [illegible]

[illegible]

[illegible] (January 18, 1972)

Legal Items

Right of Way
Route 15F, Section 9

103 [illegible] presented the matter of the condemnation award [illegible] the State in the condemnation of property on [illegible], Parcel 3 owned by William Henry Luden, [illegible] heirs, etc.

At the hearing before commissioners the State offered testimony in the amount of $415 which was the registered fair market value of the property. There was no testimony by the owner and no party [illegible] appeared at the hearing. Complaint was filed on [illegible] 15, 1971 and deposit was made into court on July 12, 1971 in the amount of $415. The report of commissioners was in the amount of $415.

[illegible] recommended that the commissioners' award in the amount of $415 be approved. No additional payment is necessary since this sum equals the amount presently on deposit with the court. Lawful interest, if any is due, should be computed by the Title Bureau. (January 18, 1972)

Right of Way
Route 17, Section 4

104 There is presented here the matter of a commission award which was entered with the consent of both the property owner and the State in the condemnation of property on Route 17, Section 4, Parcels R97A, B, C, owned by Bergen Iron and Engineering Co.

At the hearing held on October 12, 1971, the property owner offered engineering testimony but did not offer any testimony as to the value of the taking plus damages, if any. The hearing was continued on October 13, 1971 but was limited to a site inspection by both parties together with the Commissioners. Thereafter, it was determined by both The Right of Way Division and the Legal Division that a settlement in the amount of $467,000.00, inclusive of all interests and costs, was in the best interest of the State. Consequently, the Commissioners again met on October 25, 1971 and rendered an award in the amount of $467,000.00. The Complaint was filed on June 21, 1967 and a deposit was made into Court on June 21, 1967 in the amount of $249,300.00. Fair Market Value was registered in the amount of $409,100.00.

The State was represented by Fee Attorney Harold Lasser.

It is recommended that the Commissioners' award in the amount of $467,000.00 be approved and that payment in the sum of $217,700.00 being the amount over and above the deposit paid into Court, be paid together with lawful interest, if any, as computed by the Bureau of Titles.

This is a corrected Department Action Slip, correcting an error in Department Action Slip dated December 10, 1971 and which latter is herewith rescinded. (January 10, 1972)

Right of Way
Route 17, Section 4

105 There is presented here the matter of the appeal by the State from an award of commissioners in the amount of $37,000 in the condemnation of property on Route 17 Section 4, Parcels E111B, 111D, 111E, E111F, E111G, 111H and 111J.

The complaint in this matter was filed October 1, 1969 and a deposit made into court on the same date in the amount of $19,100. The State's registered fair market value is $29,600.

At the trial before the court sitting without a jury, the landowner's appraiser testified to a value of $54,120 and the State testified to a value of $39,588.26. The court rendered a verdict of $39,588.00.

It is recommended that Judgment be accepted and paid with no interest, as ordered by the Court, in the amount of $39,588.00. (January 11, 1972)

Right of Way
Route 20F, Section 3

106

There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 20F Section 3, Parcel 83, owned by Boom Boom Company, a corporation of New Jersey; et al.

The complaint was filed June 24, 1971 and there was no deposit into court. The State's re-registered fair market value is $36,000.00.

At the hearing, an officer of the Boom Boom Company testified that a consent award in the amount of $36,000.00 be accepted by the landowners.

The Report of Commissioners is in the amount of $36,000.00. It is recommended said award be accepted and paid, plus interest to be calculated by the Title Bureau. (January 11, 1972)

Right of Way
Route 35, Section 6

107

There is presented the matter of a jury verdict on appeal in the condemnation of property on Route 35, Section 6, Parcel 134 in Borough of Eatontown, Monmouth County, owned by White's Motor Lodge, Inc., a New Jersey corporation.

The complaint was filed October 7, 1970. The appeal was tried before the Court and jury at the Court House in Freehold, on November 22, 23 & 24, 1971. This is a partial taking of an improved rectangular tract of 402 FF x 17' on Route 35, an area of 6,797 SF±; a slope easement along the entire frontage of the taking penetrating from 1' to 6' into remainder, an area of 742 SF±; together with certain site improvements including five signs, blacktop, concrete decorative walls, concrete walks and concrete curbing.

The Fair Market Value was re-registered on January 6, 1971 in the sum of $25,100.00. The owner's expert testified to a Fair Market Value of $95,700.00 for the taking. The expert for the State testified to a Fair Market Value of $25,100.00.

The jury rendered a verdict in the amount of $45,000.00. A deposit of $25,100.00 was paid into Court on November 25, 1970. There are no grounds for appeal. I recommend payment of Final Judgment entered on jury verdict of $45,000. less deposit of $25,100. as being in the best interest of the State. (January 10, 1972)

Right of Way
Route 70, Section 14

108

There is presented the matter of a jury verdict on appeal in the condemnation of property on Route 70, Section 14, Parcels 14A & 14B, in Brick Township, Ocean County, owned by Margaret Landolfo, widow.

The complaint was filed June 1, 1970. The appeal was tried before the Court and jury at the Court House, Toms River, on December 7, 8 & 9, 1971. This is a partial taking of an unimproved rectangular tract at the intersection of Route 70 and Cedar Bridge Avenue, an area of 0.711 ac.± or 30,971 SF±.

The Fair Market Value was last registered in the sum of $23,400. The owner's expert testified to a Fair Market Value of $75,000 for the partial taking.

The jury rendered a verdict in the sum of $37,000.

There are no grounds for appeal. I recommend payment of a final judgment entered on the jury verdict of $37,000. as being in the best interest of the State. (January 10, 1972)

Right of Way
Route 80, Section 3B

109

There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $343,000.00 in the condemnation of property on Route 80, Section 3B, Parcels 24A, R24B, and 24C, owned by Mazdabrook Farms and Country Club, et al.

At the trial held on October 13, 14, 15, 18 and 19, 1971, the property owner offered testimony in the amount of $634,800.00 and offered alternate testimony in the amount of $1,064,200.00 based upon the probability of a zoning change. In addition to these valuations, the property owner testified to a cost to cure for the golf course in the amount of $208,800.00. The State presented testimony in the amount of $213,000.00 which equaled the registered fair market value. The State also presented supplemental testimony in the amount of $193,000.00. Complaint was filed on March 30, 1967 and a deposit was made into Court on March 30, 1967 in the amount of $200,000.00. An additional deposit was made into Court on August 22, 1969 in the amount of $13,000.00, making a total deposit of $213,000.00. Fair Market Value was registered in the amount of $213,000.00. The jury returned a verdict in the amount of $298,986.00.

The State was represented by Fee Attorney Lewis L. Krieger.

It is, therefore, recommended that payment be made on the judgment in the amount of $298,986.00 together with interest as stipulated in the judgment, and less the deposit paid into Court in the amount of $213,000.00. (January 13, 1972)

Right of Way
Route 80, Section 3B

110

There is presented here the matter of the appeal by the property owner from an award of Commissioners in the amount of $67,950.00, in the condemnation of property on Route 80, Section 3B, Parcels R56A and B, owned by Wildlife Preserves, Inc., et al.

At the trial, held on November 29 and 30, December 1,2,6,7, 8,9,10 and 13, 1971, the property owner offered testimony in the amount of $314,200.00. The State presented testimony in the amount of $67,950.00. Complaint was filed on March 23,1967 and a deposit was made into Court on March 23, 1967 in the amount of $33,000.00 and on January 14, 1969 an additional deposit was made into Court in the amount of $34,950.00, making a total of $67,950.00. Fair Market Value was registered in the amount of $67,950.00. The Jury returned a verdict in the amount of $90,000.00 plus interest.

The State was represented by Fee Attorney Edward D. McKirdy.

1849

It is, therefore, recommended that the judgment in the amount of $90,000.00 be approved and that payment in the sum of $22,050.00 being the amount over and above the deposit paid into Court, be paid together with the interest as stipulated in the judgment. (January 18, 1972)

Right of Way
Route 280, Section 1

111 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $12,000.00 in the condemnation of property on Route 280, Section 1, Parcel R16 owned by W. W. Howell, et al.

At the trial before the Court and a jury held on November 16, 17 and 18, 1970, the State presented testimony in the amount of $9,000.00. The property owner presented testimony in the amount of $17,000.00. Complaint was filed on January 29, 1968 and a deposit was made into Court in the amount of $7,700.00. Fair Market Value was registered in the amount of $9,000.00. The Jury returned a verdict in the amount of $12,000.00.

The State was represented by Fee Attorney Harold Lasser.

It is, therefore, recommended that the judgment in the amount of $12,000.00 be approved and that payment in the sum of $4,300.00 being the amount over and above the deposit paid into Court, be paid together with lawful interest, as computed by the Bureau of Titles.

This is a corrected Department Action Slip correcting the errors in Department Action Slip dated December 30, 1970 and which latter is herewith rescinded. (January 13, 1972)

Right of Way
Route 295, Section 3

112 There is presented here the matter of the appeal by the State and cross-appeal by the property owner from an award of Commissioners in the amount $162,900.00 in the condemnation of property on Route 295, Section 3, Parcel 42, owned by Granville E. Haines and Julia G. Haines, his wife.

At the trial, held on October 26, 27 and 28, 1971, the property owner offered testimony in the amount of $205,500.00. The State presented testimony in the amount of $127,200.00. Complaint was filed on April 18, 1969; and a deposit was made into Court on August 1, 1969 in the amount of $80,500.00, and an additional deposit was made into Court on June 7, 1971 in the amount of $46,700.00 Fair Market Value was registered in the amount of $127,200.00. The jury returned a verdict in the amount of $173,530.00.

It is, therefore, recommended that the judgement in the amount of $173,530.00 be approved and that payment in the sum of $46,330.00, being the amount over and above the deposits paid into Court, be made together with interest as stipulated in the judgement plus reimbursement of real estate taxes as stipulated in the judgemen

(January 10, 1972)

Right of Way
Route 295, Section 3

113 There is presented here the matter of the appeal by the State and cross-appeal by the property owner from an award of Commissioners in the amount of $145,000.00 in the condemnation of property on Route 295, Section 3, Parcels R44A, 44B and X44D, owned by James J. Black.

At the trial, held on November 8, 1971,the property owner offered testimony in the amount of $173,600.00. The State presented testimony in the amount of $120,000.00. Complaint was filed on May 21, 1969, and a deposit was made into Court on August 1, 1969 in the amount of $76,400.00 and an additional deposit was made into Court on July 28, 1971 in the amount of $43,600.00. Fair Market Value was registered in the amount of $120,000.00. The Judge returned a verdict in the amount of $155,127.00.

It is, therefore, recommended that the judgement in the amount of $155,127.00 be approved and that payment in the sum of $35,127.00, being the amount over and above the deposits paid into Court, be made together with interest as stipulated in the judgement. There was no legal error which would warrant reversal on appeal.(January 7, 1972)

Right of Way
Route 440, Section 1

114 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 440, Section 1 Parcel 256, owned by Pia Star Realty Co., et al.

At the hearing, held on November 12, 1971, the property owner offered no testimony relying in whole upon the cross examination by its counsel and the opinion of the commissioners. The State presented testimony in the amount of $500.00. The Complaint was filed on January 2, 1968 and a deposit was made into Court on January 2, 1968 in the amount of $250.00. Fair Market Value was registered in the amount of $500.00. Commissioners returned an award in the amount of $1,000.00.

It is recommended that the Commissioners award in the amount of $1,000.00 be approved and that payment in the sum of $500.00 being the amount over and above the deposit paid into Court, be paid together with lawful interest as computed by the Bureau of Titles.

The State was represented by Fee Attorney Lewis L. Krieger.
(January 18, 1972)

Respectfully submitted,

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary

I hereby certify that the Approvals set forth in this Schedule were approved as indicated and recommend that such actions be ratified and confirmed.

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary, Department of Transportation

The Approvals as indicated in this Schedule are hereby ratified and confirmed.

J. C. Kohl

John C. Kohl
Commissioner of Transportation

NO. 3 - 1972

STATE OF NEW JERSEY
DEPARTMENT OF TRANSPORTATION
TRENTON

SCHEDULE OF APPROVALS - JANUARY 26, 1972

Administration Items

Project Agreement - F-112(23)
Route 18 Freeway, Section 10

1 It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for Right of Way for N.J. Project F-112 (23). (Rt. 18 Freeway, Sec. 10)

The total modified estimated cost is $1,250,000.00 of which $625,000.00 is Primary funds. It provides a total increase of $400,000.00 of which $200,000.00 is Primary funds. **(January 18, 1972)**

Project Agreement - U-126(18)
Route 21 Freeway, Section 4

2 It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for Right of Way for N.J. Project U-126(18). (Rt. 21 Freeway, Section 4)

The total modified estimated cost is $14,250,000.00 of which $7,125,000.00 is Urban funds. It provides a total increase of $250,000.00 of which $125,000.00 is Urban funds. **(January 18, 1972)**

Project Agreement - F-62(6)
Route 31, Section 8B Cont.#2

3 It is recommended that the attached project agreement in quadruplicate be approved and executed for construction for N.J. Project F-62(6).(Route 31 Sec. 8B)

This contract #2 also involved Route 78 Section 2P Project I-78-2(23)18

The total estimated cost is $769,357.93 of which fifty percent (50%) or $382,623.96 is Federal Primary Funds. There is also State funds in the amount of $386,733.97 of which $4,110.00 is non-participating.

SUMMARY

	Total	Federal	State
Orig. Cont.	$748,967.93	$374,483.96	$374,483.97
Cont. #2	20,390.00	8,140.00	12,250.00
	$769,357.93	$382,623.96	$386,733.97

The work to be performed under this contract consists of grading, drainage, electrical work, roadway excavation, landscaping and other incidental work as provided in the contract. **(January 18, 1972)**

Project Agreement - U-72(7)
Route 35, Section 10

4 It is recommended that the attached modified project agreement forms in quadruplicate be approved and executed by the State for Right of Way for N.J. Project U-72. (Rt. 35, Sec. 10)

The total modified estimated cost is $575,000.00 of which $287,500.00 is Urban funds. It provides a total increase of $75,000.00 of which $37,500.00 is Urban funds. **(January 18, 1972)**

Project Agreement - I-78-2(23)18 Contract #2
Route 78, Section 2P

5 It is recommended that the attached project agreement in quadruplicate be approved and executed for construction for N.J. Project I-78-2(23)18 Contract #2. (Route 78 Section 2P)

This contract #2 also involves Route 31 Section 8B Project F-62(6).

The total estimated cost is $4,410,224.01 of which ninety percent (90%) or $3,803,946.31 is Federal Interstate funds. There is also State funds in the amount of $606,277.70 of which $183,617.00 is non-participating.

SUMMARY

	Total	Federal	State
Orig. Cont.	$4,012,224.01	$3,588,018.31	$424,205.70
Cont. #2	398,000.00	215,928.00	182,072.00
Total	$4,410,224.01	$3,803,946.31	$606,277.70

The work to be performed under this contract consists of grading, drainage, electrical work, roadway excavation, landscaping and other incidental work as provided in the contract. **(January 18, 1972)**

Project Agreement - I-80-2(25)35
Route 80, Section 2N

6 It is recommended that the attached project agreement in quadruplicate be approved and executed for construction of N.J. Project I-80-2 (25)35. (Route 80 Section 2N)

The total estimated cost is $205,380.00 of which ninety percent (90%) or $92,844.00 is Federal Interstate Funds. There is also State funds in the amount of $112,536.00 of which $102,220.00 is non-participating.

The work to be performed under this contract consists of the construction of aluminum chain link fence and the removal of existing hinge joint farm type fence. (January 18, 1972)

Escrow Agreements
Tri County Asphalt Corp.
Trap Rock Industries

7 Approval is recommended of the attached escrow agreements of the Joint Venture of Orion Contracting Co. and Tri County Asphalt Corp. with American National Bank & Trust of New Jersey and Trap Rock Industries, Inc. with the New Jersey National Bank securing release of retainage under the provisions of Chapter 79 PL 71. (January 24, 1972)

Claims - Settlement

8 The Department of Transportation is carrying a claim against York Mack, Inc., et al in the amount of $193.52 arising out of an accident occurring on January 7, 1971 involving a vehicle owned by York Mack, Inc., being operated by Charles W. Myers of York, Pennsylvania. As the result of said accident, traffic signal equipment was damaged and had to be repaired at a total cost of $193.52.

The police report indicates that the operator of the York Mack vehicle suffered an acute myocardial infarction, lost control of his vehicle, struck a parked vehicle, then collided with the traffic signal equipment of the department. Upon presenting the department's bill, a compromise offer of 50% was made due to the questionable liability on the part of their assured.

Giving due consideration to the circumstances involved, we feel the offer of $96.76 in full settlement of this claim is fair and reasonable and it is our recommendation and in accordance with Mr. Levine's memorandum attached, hereto, and the approval of Deputy Attorney General Alfred L. Nardelli that it be accepted. **(January 24, 1972)**

Claims - Settlement

9 The Department of Transportation is carrying a claim against the Salem Transportation Co., Inc., et al in the amount of $363.91 arising out of an accident occurring on February 23, 1971 involving a vehicle owned by Salem Transportation Co., Inc. and a vehicle owned and operated by William S. Quigley, Jr. of Oxford, Ohio. As the result of said accident, traffic signal equipment was damaged and had to be repaired at a cost of $363.91.

The state police who investigated the accident did not issue a summons to either driver and indicated on the report, "no improper driving". Both drivers in their version of how the accident occurred, stated that a phantom vehicle pulled out in front of the Salem Transportation vehicle and in an attempt to avoid a collision with this vehicle, swerved to the right and made contact with the department's electrical flasher. A disinterested witness also substantiated the statement made by both drivers and added that the phantom vehicle had passed his vehicle at a high rate of speed just prior to the accident.

The insurance carrier for Salem Transportation Company originally denied liability on behalf of their assured and refused to honor the department's claim. Subsequent negotiations by the Claims Bureau has now resulted in the insurance carrier offering 50% in full settlement of our claim. We have discussed the offer with Deputy Attorney General Robert Bossolt who after reviewing the circumstances felt the offer was fair and reasonable and should receive favorable consideration. It is therefore our recommendation and in accordance with Mr. Levine's memorandum attached, hereto, and the recommendation of Deputy Attorney General Alfred L. Nardelli, that the offer of settlement in the amount of $181.96 be accepted in full settlement of the department's claim. (January 24, 1972)

Claims - Settlement

10 The Department of Transportation is carrying a claim against David Reading, Jr. in the amount of $1,397.18 arising out of an accident occurring on September 21, 1970 involving a vehicle owned by David Reading, Jr. and operated by Edward A. Reading. As the result of said accident, traffic signal equipment was damaged and had to be repaired at a cost of $1,397.18. We were advised by the Electrical Division that the sum of $188.80 could be allowed on this claim for salvage and depreciation, therefore reducing the department's claim to the sum of $1,208.38.

The insurance carrier for the above debtor, upon receipt of the department's bill denied liability on the grounds that the accident occurred as the result of a blown tire. The police who investigated the accident did not issue a summons as the report indicated, "no improper driving, accident due to blown tire". A pedestrian witness substantiated the driver's version that he heard a tire blow and observed the truck jump the curb and strike the traffic signal equipment.

Subsequent negotiations by the Claims Bureau has now resulted in the insurance company offering 50% of the net department's claim of $1,208.38. The offer of settlement was discussed with Deputy Attorney General Robert Bossolt who after reviewing the file was of the opinion that the offer was fair and reasonable and recommended that it be accepted. It is therefore our recommendation and in accordance with Mr. Levine's memorandum attached, hereto, and the approval of Deputy Attorney General Alfred L. Nardelli that the offer of $604.19 in full settlement of the department's claim receive favorable consideration and be approved. (January 24, 1972)

Construction Items

Route 78, Section 5AY

11 Franklin Contracting Company, Little Falls, New Jersey, completed all work under their contract for Route 78, Section 5AY, on July 22, 1971.

The project has been inspected and found satisfactory for final acceptance.

It is, therefore, recommended that the project be finally accepted and semi-final payment be authorized, deducting 1% of the value of the completed work pending review of the bituminous concrete core report and the compiled analysis. (January 21, 1972)

Route 202, Section 20A

12 Perkins, Kanak, Foster, Inc., P.O. Box #360, Newtown, Pennsylvania, 18940, completed all work on their contract for Route #202, Section #20A, State Project #1023-696 & 626, on June 18, 1971.

A Final Inspection was conducted on June 29, 1971, and corrective work was noted which was corrected shortly thereafter with the exception of the minor work on the sign foundations which has now been corrected.

A Final Acceptance and Semi-Final Payment Commission Action reducing the retainage percentage from 10 percent of 50 percent retained on the contract to 2 percent of 50 percent retained on the contract which in effect is a reduction from the present 5 percent retained on the contract to 1 percent retained on the contract was prepared and submitted on September 02, 1971.

Therefore, it is recommended that the project, Road and Bridge, be Final Accepted and Final Payment Authorized, in accordance with the Final As-Built Quantities, deducting therefrom the amount of $2,381.42, representing an adjustment of payment for Bituminous Concrete Pavement due to non-conformance to job mix formula.
(January 18, 1972)

Approved Subcontracts - December 1971

13 The Bureau of Construction Control herein submits for approval the attached tabulation of all "Requests for Approval to Sublet" that were processed during the month of December 1971.

The tabulation consists of 26 individual requests to sublet.
(January 18, 1972)

Approved Change Orders - Region 1
11-21-71 thru 12-17-71

14 The change orders listed on the attached schedule, processed and approved by Region 1 during the period of 11-22-71 thru 12-17-71 are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination. (January 26, 1972)

Approved Change Orders - Region 2
11-22-71 thru 12-17-71

15 The change orders listed on the attached schedule, processed and approved by Region 2 during the period of 11-22-71 thru 12-17-71 are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination.

Included in the schedule are the following cost basis changes (force account) which have not been audited and which are subject to audit at a later date:

Contractor	Route & Section	Federal Project #	C. O. No.	Estimated Amount
Franklin Contracting Co.	21, 4C	None	18	4,810.92
S.J.Groves & Sons Company	80, 4AE	NJ-I-80-4(27)56	26	1,205.00
Conduit & Foundation Corp. & Crescent Construction Company Inc.	80, 4AL 20, 2D	NJ-I-80-4(28)58	21	2,514.58

(January 26, 1972)

Approved Change Orders - Region 3
11-22-71 thru 12-17-71

16 The change orders listed on the attached schedule, processed and approved by Region 3 during the period of 11-22-71 thru 12-17-71 are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination.

Included in the schedule are the following cost basis changes (force account) which have not been audited and which are subject to audit at a later date:

Contractor	Route & Section	Federal Project #	C. O. No.	Estimated Amount
S.J.Groves & Sons Co.	295,4C&5A	NJ-I-295-2(42)52	9	$363.16

(January 26, 1972)

Approved Change Orders - Region 4
11-22-71 thru 12-17-71

17 The change orders listed on the attached schedule, processed and approved by Region 4 during the period of 11-22-71 thru 12-17-71 are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination. (January 26, 1972)

Approved Change Orders - Miscellaneous
11-22-71 thru 12-17-71

18 The miscellaneous change orders listed on the attached schedule were processed and approved during the period of 11-22-71 thru 12-17-71 are recommended for approval.

All of the listed change orders are on file with the original contracts in the Division of Fiscal Management and are available for detailed examination. (January 26, 1972)

Design Items

Jurisdictional Agreement
Route 28, Section 3E
Somerset County

19 Approval and execution is recommended of the attached Agreement dated December 30, 1971, between the County of Somerset and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 28, Section 3E, more particularly the State plans to make improvements at the intersection of Route 28 and Finderne Avenue. (January 18, 1972)

Jurisdictional Agreement
Route 80, Section 3K
Township of Montville

20 Approval and execution is recommended of the attached Agreement dated December 29, 1971, between the Township of Montville of Morris County and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 80, Section 3K, more particularly the State has built the following improved facilities:

(1) Interchange at Hook Mountain Road
(2) Relocated Maple Avenue
(3) Improvements to portions of Karen Road
(4) Cul-de-sac at terminus of existing Maple Avenue

(January 18, 1972)

Jurisdictional Agreement
Route 130, Section 12C
Route 130 & 206, Section 1D
County of Burlington

21 Approval and execution is recommended of the attached Agreement dated January 17, 1972, between the County of Burlington and the State of New Jersey covering understandings in connection with the apportionment of jurisdiction, control and maintenance relative to the State's construction of Route 130, Section 12C and Route 130 and 206, Section 1D, more particularly the State plans to widen and resurface the existing roadway and make improvements at the following intersections:

(1) Fieldsboro Street at Route 130
(2) Farnsworth Avenue at Route 130
(3) Hedding Road at Route 130

(January 26, 1972)

Services - Engineering
A.G. Lichtenstein & Associates, Inc.

22 Approval and execution is recommended of the attached Agreement dated December 20, 1971, between A.G. Lichtenstein & Associates, Inc. (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the reconstruction of two bridges over the Elizabeth River at Route 27 (Westfield Avenue) in the City of Elizabeth, and Route 439 (North Avenue) in Elizabeth Park, all in Union County.

The Consultant will be reimbursed for his services as follows:

Salaries toward a ceiling of	$51,800.
Soils Work	6,000.
Requesting Printing	1,000.
Use of Motor Vehicles	500.
Survey Work by Others	9,000.
Contingencies	6,700.
Recommended total to be set up	$75,000.

(January 18, 1972)

Services - Engineering
Porter and Ripa Associates, Inc.

23 Approval and execution is recommended of the attached Agreement dated December 27, 1971, between Porter and Ripa Associates, Inc. (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to improvement to the Raritan Terminal of the Central Railroad Company of New Jersey which includes the installation of a drainage system and mechanical oil separator within the Raritan Terminal railroad yard, Somerset County, to prevent pollution of the surrounding waterways.

The Consultant is to be remunerated for his services toward a ceiling of $34,650. plus $3,350. for contingencies, making a total amount to be set up of $38,000.

Funds are available from account WBB 630-923-770 (January 18, 1972)

Services - Engineering
Porter and Ripa Associates, Inc.

24 Approval and execution is recommended of the attached Agreement dated January 10, 1972, between Porter and Ripa Associates, Inc. (Consultant) and the State of New Jersey covering understandings in connection with the performance of Engineering Services relative to the State's plans to conduct a comprehensive survey to determine the safety and performance of Bridge #16/08 which carries the tracks of the New York & Long Branch Railroad over the Navesink River, Middletown Township and Borough of Red Bank, all in Monmouth County.

The Consultant is to be remunerated for his services toward a ceiling of $34,500. plus $3,500. for contingencies, making a total amount to be set up of $38,000.

Funds are available from account WBB 630-913-771 (January 24, 1972)

Request for Project Initiation
Route 206, Section 9A
Route U.S. 130 to Crosswicks Creek
Bordentown Township

25 Authority is hereby requested to initiate a design project for the construction of curb throughout subject project. The present dualization and jughandle contract is presently nearing completion and the Department recognizes the desirability of the installation of concrete curbing within the limits of Section 9A Contract where it was omitted in the original contract.

Construction cost is presently estimated at $80,000.

The project will be designed by Department forces.
(January 18, 1972)

Maintenance Items

Snow Removal - Contracts

26 **Authority is requested to negotiate snow removal contracts for the 1971-1972 winter season with the following contractors:**

Rudolf Meckel & Son, Inc., Vineland, N.J. - Snow Section 5425264

Ralph W. Hameier, Hammonton, N.J. - Snow Section 5421261
(January 18, 1972)

Snow Removal - Contracts

27 Authority is requested to negotiate snow removal contract for the 1971-1972 winter season with the following contractor:

Joseph Cuccia, Clifton, New Jersey - Snow Section 5216261.
(This contractor is replacement for F. E. Schroder, Inc., who would not renew this season.)

(January 18, 1972)

Planning and Research Items

I-287 & I-95 Diagrammatic Sign & Breakaway Sign Structure Construction Contract

28 Approval and signature is requested to advertise the subject project for bids.

Federal Highway Administration approval of the P, S and E has been received on Form PR-1240, dated December 16, 1971.

The total estimated cost of the contract is $425,000.00. Funding will involve Federal Aid Primary Funds (Federal Aid Share $125,700, State Aid Share $125,700) and Federal Aid Interstate Funds (Federal Aid Share $156,240, State Aid Share $17,360).

Three separate bids will be advertised for this project, with the intention of accepting the low bid which may be either a combination of two of the received bids, or only one of the received bids.
(January 26, 1972)

Public Transportation Items

Trenton Station Improvements, Contract No. 2 Walnut Avenue Extension

29 Approval is recommended in making Award of Contract to Berenato & Cioffi, Inc. at their bid, the lowest of four bids received on December 9, 1971 in the amount of $111,113.51 for Trenton Station Improvements, Contract Number 2, Walnut Avenue Extension, Grading and Paving, in the City of Trenton, Mercer County.
(January 24, 1972)

Agreements Inter City Group (Bus)

30 Execution of agreements dated January 1, 1972, between the State of New Jersey, acting by and through the Commuter Operating Agency, and the Trustee in Federal Bankruptcy proceedings for five operating bus companies consisting of Inter City Transportation Co., Inc., Northeast Coach Lines, Orange & Black Bus Lines, Inc., Homestead Transit Co., and Warwick-Greenwood Lake and New York Transit, Inc. providing for the furnishing of certain bus passenger service until January 31, 1972 pursuant to the provisions of Chapter 301, in an amount of $73,000.

Resolution adopting this action was unanimously approved at the Commuter Operating Agency meeting.

Funds in the amount of $73,000 are available in account SKB-63202-600-100-503 for this purpose. (January 25, 1972)

31

70 MU Cars for Penn Central

Approval of initial grant requisition for funds to the U.S. Department of Transportation, Urban Mass Transportation Administration in the amount of $885,240 for the period December 1, 1971 to January 31, 1972 in connection with the 70 MU cars for Penn Central.

Forward original copy of this action to the Director of Fiscal Management. (January 21, 1972)

Traffic Engineering Items

No Stopping or Standing Zones - Route 5
Ridgefield Borough

32 In accordance with the provisions of s. 78, c. 23, L. 1951 (c. 39:4-138.1) it is recommended that the attached regulation be adopted establishing legal "no stopping or standing" zones along:

Route 5
Ridgefield Borough
Bergen County

It is further recommended that the following regulation be rescinded:

Regulation	Adopted
RP-71-33	9-30-71

(January 18, 1972)

Legal Speed Zones - Route 62
Borough of Totowa - Borough of West Paterson

33 In accordance with the provisions of R.S. 39:4-98 (as amended) it is recommended that the attached regulation be adopted establishing legal speed zones along:

Route 62
Borough of Totowa
Borough of West Paterson
Passaic County

It is further recommended that the following regulation be rescinded:

Regulation	Adopted	Approved
LS-58-15	6-11-58	7-8-58

(January 18, 1972)

Highway Lighting - Route 94
Vernon Township

34 Approval is recommended for the Electrical Bureau to negotiate with the New Jersey Power & Light Company for the installation of three (3) 250 watt mercury vapor street lighting units at Route 94 and Butternut Drive, Vernon Township, Sussex County. Annual energy costs will be approximately $250.00.
(January 18, 1972)

35

Signals - Traffic - Route 38
Mount Laurel Township

Approval is recommended for the installation of traffic control signals at the intersection of Route 38 and Hartford Road, Mount Laurel Township, Burlington County, as shown on the attached plan TS-2266. This installation conforms with the provisions of Title 39 of the Revised Statutes as amended and supplemented. It is further recommended that the attached agreement pertaining to this installation be approved. The State's share of the estimated cost will be $9,675 and there will be an annual maintenance cost to this Department of $240. (January 18, 1972)

36

Signals - Traffic - Route 70
Cherry Hill Township

Approval is recommended for the installation of traffic signals at the intersection of Route 70 and Marlkress Road, Cherry Hill Township, Camden County, as shown on the attached plan TS-2141. This installation conforms with the provisions of Title 39 of the Revised Statutes as amended and supplemented. It is further recommended that the attached agreement pertaining to this installation be approved. The State's share of the estimated cost will be $8,150 and there will be an annual maintenance cost to this Department of $240. (January 18, 1972)

37

Traffic Signal Approval

In accordance with the provisions of R.S. 39:4-120 (as amended), it is recommended that the traffic signals and the regulatory signs and markings necessary for the proper operation of the signals, be approved at the following intersections:

ROUTE	INTERSECTION	MUNICIPALITY	COUNTY	DRAWING NO.
US130	Haines Mill Rd Chester Ave	Delran Twp	Burlington	TS 2241
152	(Somers Point Blvd) & Bay Ave	Somers Point	Atlantic	TS 2168
168	Collings Ave	Haddon Twp. & Camden City	Camden	TS 2283
168	Olympia Rd., Grant Ave	Haddon Twp	Camden	TS 2282
US206	Ruskin Ave	Hamilton Twp	Mercer	TS 2197
US322	(Mullica Hill Rd) & Entrance to Glassboro State College (Across From New Library)	Glassboro	Gloucester	TS 1012 A

(January 18, 1972)

38

Traffic Signal Approval

In accordance with the provisions of R.S. 39:4-120 (as amended), it is recommended that the traffic signals and the regulatory signs and markings necessary for the proper operation of the signals, be approved at the following intersections:

ROUTE	INTERSECTION	MUNICIPALITY	COUNTY	DRAWING NO.
US1	Ridge Rd	So. Brunswick Twp	Middlesex	TS 174 B
US1	New Rd	So. Brunswick Twp	Middlesex	TS 050 B
US1	Sand Hill-Major Rd	So. Brunswick Twp	Middlesex	TS 164 B
US9	(New Rd) & Connecticut Ave	Somers Point	Atlantic	TS 2203 A
US9	New York Ave	Somers Point	Atlantic	TS 275 B
US22	Rock Ave	Green Brook Twp	Somerset	TS 1936 B
27	Main St	Metuchen	Middlesex	TS [illegible]
35	Overpass & Broadway & 4th St	Keyport	Monmouth	TS 1661 A
47	New St-Cross Keys Rd	Glassboro Boro	Gloucester	TS 2170
47	Heston Rd	Glassboro Boro	Gloucester	TS 1315 C
49	West Park Dr	Hopewell Twp	Cumberland	TS 1900
50	Dennisville Rd (Co.Rd.585)	Upper Twp	Cape May	TS 1103 A
72	First Ave Underpass	Stafford Twp	Ocean	TS 1212
73	Remington Ave	Pennsauken Twp	Camden	TS 849 A
73	Tac-Pal Drive In Theatre	Palmyra Boro	Burlington	TS 850 A
88	Clifton Ave	Lakewood Twp	Ocean	TS 2249

(January 18, 1972)

Traffic Counting Station
East State Street Extension
County Route 535 at Station 5-1-20
Hamilton Township - Mercer County

39

Approval is recommended for the Electrical Bureau to install a traffic counting station on East State Street Extension, County Route 535 at Station 5-1-20 in Hamilton Township, Mercer County, in accordance with the attached report and plan. The installation will be made by the Electrical Bureau forces at an estimated cost of $2,030. There will be an annual maintenance cost of $50 and an annual estimated electric current cost of $24.
(January 24, 1972)

Proposed Detour - Lakeside Blvd.
~~Route 195, Section 1B~~
Hamilton Twp., Mercer County

40

Due to construction of Route 195, Section 1B, it will be necessary to close a portion of Lakeside Boulevard and detour traffic as follows:

Traffic travelling west on Broad Street desiring to go north on Lakeside Boulevard will continue west on Broad Street to Arena Drive, north on Arena Drive to Hemstead Drive, northeast on Hemstead Drive to Martha Drive, then east on Martha Drive to its intersection with Lakeside Boulevard.

Traffic travelling east on Broad Street desiring to go north on Lakeside Boulevard will go northeast on Hemstead Drive to Martha Drive, then east on Martha Drive to Lakeside Boulevard.

Southbound Lakeside Boulevard traffic will use the same detour but in the reverse direction.

Lakeside Boulevard will be opened to local traffic only in both directions up to the construction area.

This detour will be placed into effect on or about January 10, 1972, and last for approximately 6 months.

The Bureau of Maintenance has estimated that it will cost approximately $110 to put the proposed detour roads in serviceable condition and approximately $8,250 to return them to their present condition upon completion of the detour.

The proper County and Local officials have been made aware of the need for the detour and are in agreement with it.

The detour roads are illustrated on the attached map. (January 18, 1972)

Proposed Detour - Alexander Road
Princeton Township
West Windsor Township
Mercer County

41 Due to necessary repairs to the Bridge over the Delaware and Raritan Canal on Alexander Road located on the Township line between Princeton Township and West Windsor Township, it will be necessary to close Alexander Road to through traffic between Route U.S. 1 and Faculty Road.

Through traffic will be detoured as follows:

Traffic destined for the Princeton area from Route U.S. 1, normally travelling in a westerly direction on Alexander Road, will use northbound Route U.S. 1 to the intersection of Route U.S. 1 and Washington Street (County Route 571), west on Washington Street to Faculty Road, then south on Faculty Road returning them to Alexander Road. Through traffic normally travelling in an easterly direction on Alexander Road will use the same detour in the reverse direction.

Local traffic will have access up to the construction site from both directions.

This detour will be placed in effect on or about January 17, 1972, and will last for approximately 3 weeks.

The proper County and Local officials have been made aware of the need for this bridge repair and necessary detour and are in full agreement with it.

The proposed detour is shown on the attached sketch. (January 18, 1972)

Local Government Aid Items

Relocated Old Stanhope Road
S-262(1) - Sussex County

42 Presented herewith is Modification of Federal Aid Project Agreement representing an increase of $22,009.00 from Federal Aid Secondary Funds necessary in the Construction of Relocated Old Stanhope Road, Sussex County, Federal Aid Secondary Project S-262(1). Revised total estimated cost is $478,606.00 to be financed with 50% federal funds and 50% from Sussex County funds.

Approval and execution of this agreement in quadruplicate is recommended.

620-160-810 (January 18, 1972)

TOPICS PROGRAM - T-4001(35)
Borough of Paramus - Bergen County

43 Presented herewith is Project Agreement with the Federal Highway Administration concerning TOPICS Project T-4001(35) which consists of the construction of a pedestrian overpass and bus stop areas in the Borough of Paramus, Bergen County. Total estimated cost $196,300.00 to be financed 50% from federal funds and 50% from N. J. Department of Transportation as provided in Section 10 of the Federal Aid Highway Act of 1968.

Approval and execution of the attached agreement in duplicate is recommended.

620-160-810 (January 25, 1972)

TOPICS PROGRAM T-4014(1)
Town of Newton, Sussex County

44 Presented herewith is Modification of Federal Aid Project Agreement representing an increase of $4,000.00 from federal funds necessary in the development of a comprehensive traffic engineering study of the streets and highways in the Town of Newton, Sussex County, Federal Aid TOPICS Project T-4014(1). Revised total estimated cost is $29,200.00 to be financed with 12½% from the Town of Newton, 37½% from the New Jersey Department of Transportation, and 50% from federal funds as provided in Section 10 of the Federal Aid Highway Act of 1968.

Approval and execution of the attached agreement modification in duplicate is recommended.

612-120-769 (January 21, 1972)

State Aid Road System
Hillsborough Township
Somerset County

45 Approval is recommended of the request from Hillsborough Township, Somerset County of combining the $30,000 of 1970 State Aid Road System funds on Montgomery-Black Point Road, Section 2, So-1S-70 with the $10,000 of 1969 State Aid Road System funds on Montgomery-Black Point Road, Section 1, So-4S-69. The project will be designated as Montgomery-Black Point Road, Section 1.

Approval is also recommended of the request from Hillsborough Township to transfer $582.92 of 1967 Extraordinary funds from Triangle Road, Section 6, So-16X-67 to Montgomery-Black Point Road, Section 1. (January 26, 1972)

Municipal & Extraordinary Aid
Port Republic City - Atlantic County

46 Approval is recommended of plans and supplementary specifications for the construction of Mill Street, Section 2, Port Republic City, Atlantic County, A-19-67. Municipal and Extraordinary Aid. (January 18, 1972)

Municipal Aid - Township of Teaneck
Bergen County

47 Approval is recommended of acceptance and authorization of final payment of $70,000.00, State's share, for the improvement of West Englewood Avenue, Township of Teaneck, Bergen County, B-7S-68, completed by contract at a total cost of $155,764.77. Approval is also recommended of deducting $472.70 from the total cost of construction due to non-conformance to the Job Mix Formula of the Bituminous Concrete Pavement. Municipal Aid. (January 24, 1972)

Municipal Aid - Teterboro Borough
Bergen County

48 Teterboro Borough, Bergen County, received three bids on December 28, 1971 for the construction of North Street, Section 2, B-14F-70. The recommendation of the Borough is to make the award of contract to Warren Bros. Co., End of Planten Avenue, Prospect Park, N.J. on their low lump sum bid of $8788.80 for 1½" FABC-1. Approval is recommended. Municipal Aid. (January 18, 1972)

Municipal Aid - Waldwick Borough
Bergen County

49 Approval is recommended of the request from Waldwick Borough, Bergen County to transfer $8690.56 of 1968 construction funds from Hopper Avenue, Section 2, B-36-67 to Hopper Avenue, Section 3, B-42-70. Municipal Aid. (January 26, 1972)

50 **Municipal Aid - Borough of Riverton Burlington County**

Approval is recommended of acceptance and authorization of final payment of $9,000.00, State's share, for the improvement of Thomas Avenue, Borough of Riverton, Burlington County, BU-26-70, completed by contract at a total cost of $11,813.38. Approval is also recommended of deducting $115.02 from the total cost of construction due to non-conformance to the Job Mix Formula and Air Void Requirements of the Bituminous Concrete Pavement. Municipal Aid. (January 24, 1972)

51 **Municipal Aid - Cape May Point Borough Cape May County**

Approval is recommended of the request from Cape May Point Borough of adding Ocean, Lake and Lehigh Avenues to the approved 1969 and 1970 construction allotments on Harvard Avenue. The State will not share in the cost of Ocean, Lake and Lehigh Avenues.

Approval is also recommended of plans and supplementary specifications for the construction of Harvard, Ocean, Lake and Lehigh Avenues, Cape May Point Borough, Cape May County, CM-3-70. Municipal Aid. (January 25, 1972)

52 **Municipal Aid - Millburn Township Essex County**

Approval is recommended of acceptance and authorization of final payment of $29,350.98, State's share, for the improvement of Elm Street, Township of Millburn, Essex County, E-7F-70, completed by contract at a total cost of $33,701.20. Municipal Aid. (January 24, 1972)

53 **Municipal Aid - Middlesex Borough Middlesex County**

Approval is recommended of acceptance and authorization of final payment for the improvement of Warrenville Road, in the Borough of Middlesex, Middlesex County, (MI-10-64) completed by contract at a total cost of $46,640.25. State's share $38,218.00 of which $7,406.00 has already been paid on Section "B" of the 1964 Formula Work Schedule, leaving a balance to be paid of $30,812.00. Approval is also recommended of amending the Supplementary Specifications to eliminate the requirement of a Guaranty Bond under Article 1.8.7. Approval is further recommended of deducting $76.50 from the total cost of construction due to non-conformance to the Job Mix Formula of the Bituminous Concrete Pavement. Municipal Aid. (January 24, 1972)

54 **Municipal Aid M. & R. - 1971 Long Beach Township - Ocean County**

Approval is recommended of the Agreement executed on May 7, 1971 between the Ocean County Board of Chosen Freeholders and the Township of Long Beach using $4583. of State Aid Road Funds for bituminous surface treatment work outlined in the approved 1971 Municipal Aid Schedule of Work. This is in accordance with the provisions of R. S. 27:15-1.11. (January 18, 1972)

55 **Municipal Aid - Haldeon Borough Passaic County**

Approval is recommended of the action taken by the Council of the Borough of Haledon, Passaic County, in rescinding the award of contract to V. Ottilio and Sons for Avenue "C" improvement and in rejecting their low bid. The rescission of the award of contract and the rejection of the bid is based on the decision by the Supreme Court of New Jersey which determined, on November 23, 1971, that V. Ottilio and Sons was disqualified to receive public contracts and that such an award could be made to the next low bidder.

Approval is further recommended of the action taken by the Council of the Borough of Haledon in awarding the contract for Avenue "C" to the second low bidder, Warren Brothers Co., Planten Avenue, Prospect Park, N.J. for their lump sum bid of $9496.10 for 2" FABC-1 surface. Municipal Aid. (January 18, 1972)

Municipal Aid - Haledon Borough
Passaic County

56 Approval is recommended of the action taken by the Council of the Borough of Haledon, Passaic County, in rescinding the award of contract to V. Ottilio and Sons for the Grove Street improvement and in rejecting their low bid. The rescission of the award of contract and the rejection of the bid is based on the decision by Supreme Court of New Jersey which determined, on November 23, 1971, that V. Ottilio and Sons was disqualified to receive public contracts and that such an award be made to the next low bidder.

Approval is further recommended of the action taken by the Council of the Borough of Haledon in awarding the contract for Grove Street to the second low bidder, Warren Brothers Co., Planten Avenue, Prospect Park, N.J. for their lump sum bid of $7349.20 for 2" FABC-1 surface. Municipal Aid. (January 18, 1972)

Municipal Aid - Salem City
Salem County

57 Approval is recommended of acceptance and authorization of final payment of $20,238.45, State's share, for the improvement of Park Drive, City of Salem, Salem County, S-3S-68, completed by contract at a total cost of $44,346.90. Approval is also recommended of cancelling the balance of $9,761.55, State funds remaining on this project and of adding the same to the 1968S General State Aid Road System Fund. Approval is further recommended of deducting $576.80 from the total cost of construction due to non-conformance to the Specified Thickness Requirements of the Bituminous Concrete Pavement. Approval is further recommended of amending the Supplementary Specifications to eliminate the requirement of a Guaranty Bond under Article 1.8.7. Municipal Aid. (January 24, 1972)

Municipal Aid - 1972
Sussex County

58 Approval is recommended of the allotments of the 1972 Municipal Aid construction fund to the municipalities of Sussex County in the amount of $100,000, State's share, in accordance with attached list. (January 14, 1972)

Municipal Aid - City of Elizabeth
Union County

59 Approval is recommended of acceptance and authorization of final payment of $28,283.35, State's share, for the improvement of Grove Street, Section 2 & Magnolia Avenue, Section 3; City of Elizabeth, Union County, U-1F-70, completed by contract at a total cost of $31,446.18. Approval is also recommended of deducting $20.24 from the total cost of construction due to non-conformance to the Job Mix Formula of the Bituminous Concrete Pavement. Municipal Aid. (January 24, 1972)

Municipal Aid - 1972
Warren County

60 Approval is recommended of the allotments of the 1972 Municipal Aid construction fund of $100,000, State's share, plus $5000 from the general balance (total $105,000) to the municipalities of Warren County in accordance with attached list. (January 14, 1972)

Municipal Aid - Town of Phillipsburg
Warren County

61 Approval is recommended of acceptance and authorization of final payment of $12,924.00, State's share, for the improvement of South Main Street, Section 3, Town of Phillipsburg, Warren County, W-1F-70, completed by contract at a total cost of $14,360.00. Approval is also recommended of deducting $2,204.95 from the total cost of construction due to non-conformance to the Job Mix Formula and Air Void Requirements of the Bituminous Concrete Pavement. Municipal Aid. (January 24, 1972)

Right of Way Items

General Property Parcel Map
Route U.S. 130, Section 9

62 There is presented a portion of the General Property Parcel Map on Route U.S. 130, Section 9, Cooperstown Road to New Albany, Control Section 0316-404, showing right of way to be acquired for Parcels 134 and 135, together with a Processing Form recommended and approved by Messrs. Freidenrich and Sliwa.

It is recommended that this portion of the General Property Parcel Map be approved subject to such changes as may be necessary in order to conform with construction plans as finally adopted and approved; and that authority be granted to negotiate for the acquisition of the necessary right of way.

It is to be noted that the engineers report that this parcel is being donated to the State at no cost, therefore no funding is requested. **(January 21, 1972)**

Right of Way
Route 80, Section 4E

63 There is presented deed from the State of New Jersey to the high bidder in the amount of $3,650.00 covering the following item, the sale of which was approved on December 9, 1971.

Route 80 (1953), Section 4E, Parcel VX170B

The Commissioner of Transportation does hereby determine that Parcel VX170B is no longer required for the use of the State of New Jersey in the improvement, betterment, reconstruction or maintenance of any State highway.

It is recommended that this deed be executed and authority granted to make delivery of the same upon the payment to the State of the full amount of the bid. **(January 21, 1972)**

Right of Way
Route 9, Section 22

64 There is presented negotiated purchase agreement on Route 9 (1953), Section 22, From Fort Plains To Route 33:

Parcel 112	Moses Rubrum, Single	Consideration $1,100.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $1,100. Approval is recommended. **(January 20, 1972)**

Right of Way
Route 15 Freeway, Section 10

65 There is presented again the matter of acquisition of property on Route 15 Freeway, Section 10, Main Street To Sunset Inn-Limecrest Road. Condemnation proceedings were previously authorized at which time the owners demanded a revision in plans, which was considered unreasonable.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 7	Victor L. Johnson & Erica F. Johnson, his wife	Consideration $90,500

The parcel having been appraised and the Reviewer's registered Fair Market Value Determination being $90,500, approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. **(January 20, 1972)**

Right of Way
Route 18 Freeway, Section 9

66 There is presented again the matter of acquisition of property on Route 18 Freeway, Section 9, Federal Project F-112-(26), From Route 79 to Route 34. Condemnation proceedings were previously authorized on February 26, 1970 as the owners were unable to complete negotiations at that time.

Subsequently, it was revealed that the owners had sold off a portion of their remainder and the appraisers were asked to reflect this change as of the complaint date. Continued negotiations have resulted in the execution of an agreement as follows:

Parcels 45A, R45B & 45C	Benjamin Green & Barbara Green, h/w; Seymour Grabman & Helen Grabman,h/w; Moe Green & Eva Green,h/w; and David Werbler & Mary Werbler,h/w	Consideration $87,500.

The parcels were reappraised and the Reviewer's Reregistered Fair Market Value Determination is $87,500. Approval is recommended.

It is recommended that the condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking.
(January 20, 1972)

Right of Way
Route 18 Freeway, Section 9

67 There is presented again the matter of acquisition of property on Route 18 Freeway, Section 9, Federal Project F-112-(26) & LSF-112-(1), From Route 79 to Route 34. Condemnation proceedings were previously authorized on July 8, 1968 as the Agent's demand was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcels 58A,58B,L58C L58D, 58E	Nelly Ransom, widow	Consideration $12,550.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $11,575. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is further recommended that the condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking.
(January 20, 1972)

✓Right of Way
Route 21F, Section 4

68 There is presented again the matter of acquisition of property on Route 21 Freeway, Section 4, Federal-aid Project U-126-(18), Route 3 to Monroe Street. Condemnation proceedings were previously authorized due to the inability to locate the owners. Subsequently, our Title Bureau reported that ownership is now vested in Mathias Hagovsky and Elizabeth, h/w.

Negotiations with the owners have resulted in the execution of an agreement as follows:

Parcel 197B	Mathias Hagovsky & Elizabeth, h/w	Consideration	$500.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $500. Approval is recommended.

It is also recommended that condemnation proceedings previously authorized be discontinued. **(January 20, 1972)**

✓Right of Way
Route 21F, Section 6

69 There is presented again the matter of acquisition of property on Route 21 Freeway, Section 6, Control Section 1603-403, Monroe Street to Route 80. Condemnation proceedings were previously authorized as the registered Fair Market Value Determination was $20,200., which was offered to and refused by the owners who demanded $100,000. which was considered excessive.

Prior to a hearing the trial attorney indicated that the owner would agree to a compromise settlement in the amount of $29,000. for the entire property. He recommended settlement based on the fact that if this continued to a hearing the owner would admit into testimony the value of the junk yard license based on the Tide Water case and he further noted that the City of Passaic is no longer issuing junk yard licenses. The Right of Way Division concurred in this settlement and agreements were secured as follows:

Parcels 26A, U26B	Joseph Raimo, Inc.	Consideration	$26,700.
Value of the Remainder			$ 2,300.
		Total Consideration	$29,000.
		Including down payment of	$ 7,250.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $23,100, value of the damaged remainder is $2,300.; totaling $25,400. The variance is not considered substantial and the agreement would appear to be in the public interest. Approval is recommended.

It is also recommended that condemnation proceedings previously authorized be discontinued. Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking.

It is further requested that authority be granted to dispose of the improvements either by public auction, by sealed bids, or to the contractor for the purpose of demolition. **(January 20, 1972)**

✓Right of Way
Route 21F, Section 6

70 There is presented again the matter of acquisition of property on Route 21 Freeway, Section 6, Control Section 1603-403, Monroe Street to Route 80. Condemnation proceedings were previously authorized as the owners refused to negotiate.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 103B	Borough of East Paterson	Consideration	$17,000.

This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $16,100. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is also recommended that condemnation proceedings previously authorized be discontinued. **(January 20, 1972)**

Right of Way
Route 25(1927), Section 30E
Routes 1 & 9 (1953)

71 There is presented again the matter of acquisition of property on Route 25 (1927), Section 30E, Routes 1 & 9 (1953), Federal Aid Project U-185-(14), Ramp Connection - Raymond Boulevard to Route 25. Condemnation proceedings were previously authorized on March 16, 1961 at which time the owner's demand of $73,900. was considered excessive.

Negotiations with the various administrations over the years could not produce an acceptable settlement. Negotiations with the new city administration have resulted in the execution of an agreement as follows:

Parcels 1A, 1B, 1C, 1D1	City of Newark	Consideration $25,000.

The parcels have been appraised and the latest appraisal value is $17,400. The variance is not substantial considering the fact that the State made entry in 1959 and since the case preceded the court deposit statute, interest would exceed the variance and further court costs would have to be considered. Therefore, the agreement would appear in the public interest and approval is recommended.

It is further recommended that condemnation proceedings previously authorized be discontinued. **(January 21, 1972)**

Right of Way
Route 26 Extension, Section 3

72 There is presented again the matter of acquisition of property on Route 26 Extension, Section 3, Strawberry Street to Route 26 (1927) Route U.S. 1 (1953). Condemnation proceedings were previously authorized on November 10, 1969, at which time the owners demand of $2,500 was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel R16C	Sidney Hofing & Arlene T. Hofing his wife	Consideration $1,500

The parcel has been appraised and the Reviewer's registered Fair Market Value determination is $600. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. **(January 20, 1972)**

Right of Way
Route 29 Freeway, Section 11

73 There is presented again the matter of acquisition of property on Route 29 Freeway, Section 11, Market Street To Lalor Street. Condemnation proceedings were previously authorized on April 2, 1971, at which time the owners refused the State's registered Fair Market Value and refused to negotiate.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 145	Edward Bowker and Josephine Bowker, his wife	Consideration $1,350.

The parcel has been appraised and the Reviewer's registered Fair Market Value determination is $1,200. The variance not being substantial, the agreement would appear in the public interest and approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Owner authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (January 20, 1972)

Right of Way
Route 33 Freeway, Section 2

74 There is presented again the matter of acquisition of property on Route 33 Freeway, Section 2, From Route U. S. 9 To Route 33. Condemnation proceedings were previously authorized on July 21, 1970 as the owners' demand of $14,750. was considered excessive. A Commission hearing was held on June 23, 1971, and an award was rendered in the sum of $5,000. which was appealed by the State.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 6	Rachel Matthews, Individually and as Executrix under the Last Will and Testament of Ernest Matthews, Deceased.	Consideration	$2,500.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $2,500. Approval is recommended.

It is recommended that the condemnation proceedings previously authorized be discontinued. (January 20, 1972)

Right of Way
Route 35, Section 5

75 There is presented again the matter of acquisition of property on Route 35 (1953), Section 5, From Route 38 to Asbury Avenue. Condemnation proceedings were previously authorized on October 14, 1971 as the owner's demand was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 88 X88B remnant to be acquired	Richard V. Friedel and Irene B. Friedel, h/w	Consideration	$79,500.
			$ 500.
		Total Consideration	$80,000.
	Less allowance to State of for owner's retention and removal of two G.E. Combination Heating and Air Conditioning Units.		$ 550.
		Net Cash Consideration	$79,450.

The parcels were appraised and the Reviewer's Registered Fair Market Value Determination is $75,750. for Parcel 88 and $500. for Parcel X88B totaling $76,250. The retention estimate is $550. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is further recommended that the condemnation proceedings previously authorized be discontinued.

It is further requested that authority be granted to dispose of the improvements by public auction, by sealed bids, or to the contractor for the purpose of demolition. (January 20, 1972)

Right of Way
Route 35 Freeway, Section 1

76 There is presented again the matter of acquisition of property on Route 35 Freeway, Section 1, From Atlantic Avenue To Shark River. Condemnation proceedings were previously authorized on June 15, 1971 as the owners' demand was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcels 15A, 15B and X15C	301 Realty Corp. (A N. J. Corp.)	Consideration $47,000.

The parcels were appraised and the Reviewer's Registered Fair Market Value Determination is $44,300. for Parcel 15A, 15B and $50. for Parcel X15C totaling $44,350. The variance not being substantial, the agreement would appear to be in the public interest. Approval is recommended.

It is further recommended that the condemnation proceedings previously authorized be discontinued.

It is further requested that authority be granted to dispose of the barn, gas pump, tank and chicken coop by public auction, by sealed bids, or to the contractor for the purpose of demolition. (January 20, 1972)

Right of Way
Route 36, Section 2

77 There is presented again the matter of acquisition of property on Route 36 (1953), Section 2, Federal Project U-111-(6), Palmer Avenue to N.A.D.R.R. and Highway. Condemnation proceedings were previously authorized on December 9, 1965 at which time the owners refused to negotiate further. A Commission Hearing was held on April 13, 1971 and an award was rendered in the amount of $25,000. which was appealed by both State and the owners.

Prior to a Jury Trial the legal division requested an additional appraisal in order to strengthen the State's position for the Jury Trial. Continued negotiations have resulted in the execution of an agreement as follows:

Parcel E138	Harriet Bennett, widow	Consideration $24,100.

The parcel was appraised and the Reviewer's Registered Fair Market Value Determination is $24,100. The agreement would appear to be in the public interest and approval is recommended.

It is recommended that the condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (January 20, 1972)

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Right of Way
Route 55 Freeway, Section 7

78 There is presented again the matter of acquisition of property on Route 55 Freeway, Section 7, From Route 47 to Oak Road. Condemnation proceedings were previously authorized on November 8, 1970, as the owner's demand was considered excessive.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel R35A	Bernard Mayerfeld, et als	Consideration	$43,250.
Plus Damaged Remnant Parcel X35C to be acquired			500.
		Total Consideration	$43,750.
		Less allowance to State of for the owner's retention & removal of the building	$ 1,000.
		Net Cash Consideration	$42,750.
		including a court deposit of previously withdrawn by seller	$41,250.
		Plus Replacement Housing Bonus of to be paid on satisfaction by State that seller has purchased and occupied a decent, safe and sanitary replacement dwelling.	$ 5,000.

This parcel has been appraised and the reviewer's registered fair market value determination is $43,250., the damaged remainder being $500., totaling $43,750. The Retention Estimate is $1,000. The Replacement Housing Bonus is $5,000. It is recommended that this agreement be approved.

It is recommended that condemnation proceedings previously authorized be discontinued.

Further authority is requested to make payment in the sum of $1,500 representing the difference between the consideration provided for in the agreement and the deposit withdrawn from Court. **(January 21, 1972)**

Right of Way
Route 295, Section 5

79 There is presented again the matter of acquisition of property on Route 295 (1953), Section 5, Federal-aid Project I-295-2-(31), Florence-Columbus Road To Crosswicks Creek. Condemnation proceedings were previously authorized on May 10, 1971, because the owner refused to state a demand or negotiate further.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 46	Joseph B. Reynolds, et al	Consideration	$47,882.
Plus Remnants to be acquired X46B,X46C			12,118.
		Total Consideration	$60,000.

The parcel has been appraised and the reviewer's registered fair market value determination is $45,632., the damaged remainders being $12,118., totaling $57,750. The variance not being substantial, the agreement would appear in the public interest. Approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking.

It is further requested that authority be granted to dispose of the improvements either by public auction, by sealed bids, or to the contractor for the purpose of demolition. **(January 19, 1972)**

Right of Way
Route 295, Section 8

80 There is presented again the matter of acquisition of property on Route 295(1953), Section 8, Federal-aid Project I-295-2-(53), From Route 33 to Route U.S. 1. Condemnation proceedings were previously authorized on May 27, 1971 because the owners refused the State's suggested settlement offer of $15,200 and demanded engineering changes.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel R52	Township of Hamilton	Consideration $15,200.

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $15,200, approval is recommended.

It is recommended that condemnation proceedings previously authorized be discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (January 20, 1972)

Right of Way
Route 295, Section 8

81 There is presented again the matter of acquisition of property on Route 295 (1953), Section 8, Federal-aid Project I-295-2-(53), From Route 33 to Route U.S. 1. Condemnation proceedings were previously authorized on September 28, 1970, at which time the owners were demanding $2,500.

Continued negotiations have resulted in the execution of an agreement as follows:

Parcel 60	John B. Burke & Delores A. Burke, his wife	Consideration $1,600

This parcel has been appraised and the Reviewer's registered Fair Market Value determination is $1,600. Approval is recommended.

It is recommended that condemnation proceedings previously authorized by discontinued.

Further authority is requested to withdraw the deposit heretofore made into the Superior Court under Declaration of Taking. (January 20, 1972)

Right of Way
Route 78, Section 5F

82 There is presented the matter of the substitution of a Dwelling Lease Occupancy Agreement to an apartment located on Route 78, Section 5F, Project I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 317.

The occupant previously resided at 46 Walcott Terrace, Newark, New Jersey under Rent Account 78-5F-281-2, as authorized by the Commissioner of Transportation on April 29, 1971.

On December 29, 1971, on an emergency basis, the occupant was moved to 57 Schuyler Avenue, Newark, New Jersey, Rent Account # 78-5F-317-1A. The emergency move was considered to be in the best interest of the occupant as well as the State.

Authority is requested to rent the subject apartment to Ellen Hunt for a rental of $80.00 per month which was the rent previously paid by the occupant at 46 Walcott Terrace, Newark, New Jersey. Economic rent for this unit should be higher, but because of the financial situation of the family, rent is being held to $80.00 per month. It is our opinion that this monthly rental is fair and reasonable. (January 21, 1972)

Right of Way
Route 78, Section 5F

83 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5F, Project No. I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 339.

Authority is requested to rent the subject apartment to Fred Simmons for a rental of $125 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #78-5F-339-1.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupant. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on January 4, 1972. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy.
(January 21, 1972)

Right of Way
Route 78, Section 5F

84 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5F, Project No. I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 339.

Authority is requested to rent the subject apartment to Cliffe Amos and Merline, his wife, for a rental of $125 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #78-5F-339-2.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupants. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on January 4, 1972. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy.
(January 21, 1972)

Right of Way
Route 78, Section 5F

85 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5F, Project No. I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 339.

Authority is requested to rent the subject apartment to Arthur Saunders and Louise Saunders, his wife, for a rental of $125 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #78-5F-339-3.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupants. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on January 4, 1972. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy.
(January 21, 1972)

Right of Way
Route 78, Section 5F

86 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5F, Project No. I-78-5-(5), from Lyons Avenue to Schuyler Avenue, Parcel 339.

Authority is requested to rent the subject apartment to Edward Waterman and Arlene Waterman, his wife, for a rental of $110 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #78-5F-339-4.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupants. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on January 4, 1972. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy.
(January 21, 1972)

Right of Way
Route 78, Section 5G

87 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5G, Project No. I-78-5-(6), from Schuyler Avenue to Elizabeth Avenue, Parcel 667.

Authority is requested to rent the subject apartment to Katy Arrington for a rental of $125 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #78-5G-667-1.

This rent is based on an analysis of rentals in the local market for comparable units, and is the rent currently being paid by the occupant. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on December 28, 1971. Consideration was given to the fact that the occupant will now supply her own heat. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy.
(January 21, 1972)

Right of Way
Route 78, Section 5G

88 There is presented the matter of a Dwelling Lease Occupancy Agreement for an apartment located on Route 78, Section 5G, Project No. I-78-5-(6), from Schuyler Avenue to Elizabeth Avenue, Parcel 667.

Authority is requested to rent the subject apartment to Henry Mathis and Emma Mathis, his wife for a rental of $110 per month based upon the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account #78-5G-667-2.

This unit is owner occupied and has not been previously rented. This rent is based on an analysis of rentals in the local market for comparable units. The analysis, copy attached, was prepared by a representative at the Metropolitan District Property and Relocation Section on December 28, 1971. Consideration was given to the fact that the occupants will supply their own heat. Consideration was also given to the fact that the occupants will maintain the property and act as superintendents. It is our opinion that this monthly rental is fair and reasonable.

Authority is also requested to close title subject to the lease occupancy.
(January 21, 1972)

Right of Way
Route 90 Freeway, Section 2

89 There is presented the matter of a Dwelling Lease Occupancy Agreement for the structure located on Route 90 Freeway, Section 2, Route 130 to Camden Avenue, Parcel 22.

Authority is requested to rent the structure to Air Como Corporation for a rental of $325 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rental Account No. 90-2-22-2. The rent to be charged of $325 per month is the current rent being paid, is fair and reasonable, and is based on documentation submitted by the Southern District office.

Authority is also requested to close title subject to the lease occupancy. (January 21, 1972)

Right of Way
Route 90 Freeway, Section 2

90 There is presented the matter of a Dwelling Lease Occupancy Agreement for the structure located on Route 90 Freeway, Section 2, Route 130 to Camden Avenue, Parcel 22.

Authority is requested to rent the structure to Michael Baker, Jr., Inc., for a rental of $375 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rental Account No. 90-2-22-4. The rent to be charged of $375 per month is the current rent being paid, is fair and reasonable, and is based on documentation submitted by the Southern District office.

Authority is also requested to close title subject to the lease occupancy. (January 21, 1972)

Right of Way
Route 90 Freeway, Section 2

91 There is presented the matter of a Dwelling Lease Occupancy Agreement for the structure located on Route 90 Freeway, Section 2, Route 130 to Camden Avenue, Parcel 22.

Authority is requested to rent the structure to Charles Bianchi, T/A C & D Distributors, for a rental of $115 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rental Account No. 90-2-22-5. The rent to be charged of $115 per month is the current rent being paid, is fair and reasonable, and is based on documentation submitted by the Southern District office.

Authority is also requested to close title subject to the Lease occupancy. (January 21, 1972)

Right of Way
Route 90 Freeway, Section 2

92 There is presented the matter of a Dwelling Lease Occupancy Agreement for the structure located on Route 90 Freeway, Section 2, Route 130 to Camden Avenue, Parcel 22.

Authority is requested to rent the structure to Eugene J. Mallenhauer, T/A General Carbonator Services, for a rental of $200 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rental Account No. 90-2-22-7. The rent to be charged of $200 per month is the current rent being paid, is fair and reasonable, and is based on documentation submitted by the Southern District office.

Authority is also requested to close title subject to the lease occupancy. (January 21, 1972)

Right of Way
Route 90 Freeway, Section 2

93

There is presented the matter of a Dwelling Lease Occupancy Agreement for the structure located on Route 90 Freeway, Section 2, Route 130 to Camden Avenue, Parcel 22.

Authority is requested to rent the structure to Jensen-Salsbery Laboratories for a rental of $531.25 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rental Account No. 90-2-22-10. The rent to be charged of $531.25 per month is the current rent being paid, is fair and reasonable, and is based on documentation submitted by the Southern District office.

Authority is also requested to close title subject to the lease occupancy. (January 21, 1972)

Right of Way
Route 95, Section 3

94

There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 95, Section 3, Project No. IP-95-5-(10), Scotch Road to Elm Ridge Road, Parcel 15.

Authority is requested to rent the dwelling to Leonard Latta for a rental of $110 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 95-3-15-1. The rent to be charged of $110 per month is the current rent being paid, is fair and reasonable, and is based on documentation submitted by the Trenton District office.

Authority is also requested to close title subject to the lease occupancy. (January 21, 1972)

Right of Way
Route 295, Section 7

95

There is presented the matter of a Dwelling Lease Occupancy Agreement for the dwelling located on Route 295, Section 7, Project No. I-295-2-(45), Crosswicks Creek to Route 33, Parcel 11A & U11B.

Authority is requested to rent the dwelling to Mrs. Geraldine M. E. Wojciechowicz for a rental of $100 per month based on the terms and conditions set forth in the Dwelling Lease Occupancy Agreement, Rent Account No. 295-7-11A & U11B-1.

Since Mrs. Wojciechowicz was recently widowed, left with teen-age children, is permanently disabled and unable to work, and must rely on social security benefits, this is considered a hardship case.

The $100 per month rental appears fair and reasonable and is based on the attached comparable rental documentation report and analysis of January 14, 1972.

Authority is also requested to close title subject to the lease occupancy. (January 21, 1972)

Right of Way
Route 3, Section 4

96

There is presented again the matter of acquisition of property on Route 3, Section 4, Federal Aid Project U-116-(11), from Pleasant Avenue to Eighth Street, Parcels T100A1 and 100A2, North Bergen Motel Corporation. Condemnation proceedings were authorized on July 6, 1971 for the purpose of filing a complaint with the understanding that negotiations would be conducted with the owner pending the appraisal of the parcels.

Subsequently, the parcels have been appraised and the Reviewer's registered Fair Market Value Determination is $333,300. for Parcel T100A1 and $143,200. for Parcel 100A2. The Fair Market Value of $143,200. for the upland parcel 100A2 was offered to and refused by the owner who demanded $900,000. as he claims ownership for the entire property including the tideland parcel T100A1. The owner was informed that the Fair Market Value for the tideland parcel was in the amount of $333,300.

Should, prior to the ultimate fixing of compensation any provisions or proceedings relating to the acquisition of this parcel delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a Declaration of Taking and to deposit with the Superior Court the sum of $333,300. for Parcel T100A1 and $143,200. for Parcel 100A2. **(January 24, 1972)**

✓**Right of Way**
Route 18 Freeway, Section 11

97 There is presented again the matter of condemnation of property on Route 18 Freeway, Section 11, New Street to Route 287, Parcel 2C, City of New Brunswick.

Condemnation proceedings were previously authorized on May 17, 1971 at which time the State's registered Fair Market Value of $59,300. was offered to the owner who was unable to complete negotiations.

Subsequently, an appraisal updating to the date of complaint resulted in the Fair Market Value being re-registered in the amount of $65,600. which was offered to the owner who was unable to complete negotiations.

Authority is requested to deposit an additional $6,300. with the court which when added to the amount of $59,300. previously deposited will equal the re-registered Fair Market Value of $65,600. **(January 24, 1972)**

✓**Right of Way**
Route 78, Section 5H

98 There is presented again the matter of acquisition of property on Route 78, Section 5H, Federal Aid Project I-78-5-(7), from Elizabeth Avenue to Port Street, Parcel R33, Sherman Interests, Inc., a New Jersey Corporation. Condemnation proceedings were previously authorized on April 13, 1970 at which time the owner demanded $235,000. which is considered excessive.

Subsequently, the engineers, in order to comply with a Court Order, revised the parcel which is now designated as Parcel 2R33. This parcel has been appraised and the Reviewer's registered Fair Market Value Determination is $91,800. which was offered to and refused by the owner who now demanded $268,000. which is considered excessive.

It is therefore recommended that authority be granted to institute condemnation proceedings for the acquisition of Parcel 2R33 subject to any public utilities existing in the premises.

It is further recommended that the complaint on file be amended to substitute the map and description for Parcel 2R33 in the place and instead of those previously filed.

The sum of $115,000. was deposited with the Superior Court on August 31, 1967. The owner has withdrawn this deposit from the court. The State is thus unable to withdraw from court the sum of $13,200. which is the difference between the deposit and the present Fair Market Value. Should the ultimate award or judgment be rendered in an amount less than the deposit, the State is entitled by statute and affidavit of the condemnee to a return of the difference plus legal interest. **(January 24, 1972)**

✓**Right of Way**
Route 202 Freeway, Section 20

99 There are presented report and appraisal with map and description on Route 202 Freeway, Section 20, New Hope-Lambertville Bridge to Route U.S. 202, Parcels 24, 24B, 25A and 25C, Mrs. Lola L. Foran, widow.

It is recommended that authority be granted to institute condemnation proceedings for the acquisition of these parcels in fee simple subject, however, to the easement of the New Jersey Power & Light Co. and all other public utility easements recorded or unrecorded affecting the herein-described premises. The State's registered Fair Market Value of $17,000. was offered to and refused by the owner's agent who refused to negotiate.

Should, prior to the ultimate fixing of compensation, any provisions or proceedings relating to the acquisition of this property delay the taking of possession and use thereof by the Department of Transportation, authority is requested to then file a declaration of taking and to deposit with the court $17,000. (January 26, 1972)

Appraisal Orders

100 There are presented the following Appraisal Orders:

Date	Order No.	Appraiser	County	No. of parcels	Fee
1/13/72	1972-A-22	Peach Brothers, Inc.	Morris	2	$125
"	23	Appraisal Consultants	"	1	700
"	24	Calvin Schwartz	Mercer	2	350
"	25	Seymour Tuschak	Sussex	2	125
"	26	Morton Spies	"	1	400
"	27	C. L. Orbaker Assoc.	Monmouth	4	1,000
1/14/72	28	Irwin J. Steinberg	Morris	2	200
"	29	Seymour Tuschak	"	2	200
"	30	Appraisal Consultants	Passaic	2	600
"	31	C.L. Orbaker Assoc.	Monmouth	2	400

Approval is recommended. (January 19, 1972)

Legal Items

Right of Way
Route U.S. 9, Section 4

101 There is presented the matter of an appeal from the Commissioners' award in the condemnation of property on Route U.S. 9, Section 4, Parcel 58, in the Madison Township, Middlesex County, owned by Mabel Cantor, Trustee for Hope and Robin Cantor.

The complaint was filed June 22, 1970. This is a partial taking from an unimproved tract of land situate on the southwest corner of U.S. 9 and Throckmorton Lane. The taking is an irregular shaped plot of land along entire Route 9 frontage of 199' extending 40' along frontage of Throckmorton Lane, ranging in depth from 8' to 40' an area of 4,704 SF±. The taking includes a slope easement extending along remaining 55' frontage of Throckmorton Lane and penetrating 0' to 8' into remainder, an area of 309 SF±; and a temporary road easement 30' wide extending from the southerly sideline to existing ROW of Throckmorton Lane, an area of 7,840 SF±.

The Fair Market Value was last registered in the sum of $30,900. The experts on both sides testified that the highest and best use was commercial although the property lies in a residential zone. The owner's expert put a value of $61,000. on the entire taking. The Commissioners' award was in the amount of $39,000.

Pending appeal and jury trial scheduled at the Court House, New Brunswick, on January 31, 1972, discussion and negotiations continued towards a possible settlement.

It is recommended that the matter be settled for the amount of the award of $39,000. for the following reasons; to wit:

1. The highest and best use of the property is commercial.

2. A denial of access both legally and physically. No access on Route 9 and/or ramp. Access reduced to 53' on Throckmorton Lane.

3. Remainder is below grade and landlocked except for slope easement.

4. No enjoyment and/or use of remainder for more than two years; the property being split in half by temporary road.

5. On south bound side south of overpass on Throckmorton Lane, a cut area at Route 9 elevated over highway, the land has little if any commercial value for the following reasons:

(a) lack of access

(b) irregular odd shape
(c) temporary road splits property in half for two years or more
(d) overpass, frontage road and ramps will substantially obstruct entire visibility on Route 9 south bound.
(e) entry from Route 9 will necessarily be achieved beyond Route 516 at the Glenwood Diner about 800' north of the overpass. There will be no visibility for traveler on Route 9.

6. The remainder has little or no commercial value as it relates to Route 9. It has little, if any, commercial value as a neighborhood scheme.

The payment of the Commissioners' award in the sum of $39,000. is fair and reasonable and in the best interest of the State. A jury may fairly and reasonably render a verdict in excess of the award. Robert J. Bossolt, Deputy Attorney General, Assistant Section Chief, concurs in this recommendation for settlement.

A deposit of $30,900. was made into Court as follows: $25,100. on July 7, 1970 and $5,800. on December 28, 1970.

It is recommended that the commissioners' award of $39,000. be approved and that payment of $8,100., the amount over and above the deposit, be paid together with lawful interest as computed by the Bureau of Titles. There are no reasonable grounds for appeal.

(January 26, 1972)

Right of Way
Route 20F, Section 2

102 There is presented the matter of the consent judgment entered against the State in the condemnation of property on Route 20F, Section 2, Parcel 327, owned by E. J. J. Corp.

At the hearing before commissioners, the owner's real estate expert testified to a value of $125,000. The State's witness testified to a Fair Market Value of $100,000. The commissioners' award of $110,000 was not considered substantially in excess of the Fair Market Value in view of the well supported testimony of the owner's expert. Prior to approval of this award by the Commissioner, a fire occurred within the subject property causing limited damages. A protective appeal was therefore filed. Negotiations with the owner have resulted in a consent judgment in the amount of $107,000 and the appeal has been withdrawn.

It is recommended that the consent judgment in the amount of $107,000 be approved. (January 26, 1972)

Right of Way
Route 22, Section 15

103 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 22, Section 15, Parcel R1, owned by Louis Usdin Co., Inc., et al.

At the hearing, held on September 24, 1971 and November 30, 1971, the property owner offered testimony in the amount of $118,000.00. The State presented testimony in the amount of $56,000.00. The Complaint was filed on October 2, 1969 and a deposit was made into Court on October 27, 1971 in the amount of $45,100.00. Fair Market Value was registered in the amount of $56,000.00. Commissioners returned an award in the amount of $92,500.00.

The State was represented by Fee Attorney Lewis L. Krieger.

Since the Commissioners' award in the amount of $92,500.00 exceeds the State's Fair Market Value by $36,500.00, it is recommended that the appeal taken be approved. (January 21, 1972)

Right of Way
Route 23, Section 2

104 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 23 Section 2, Parcel 49, owned by Joseph C. Burdett; et al.

The complaint in this matter was filed May 19, 1971 and a deposit made into court on Sept. 1, 1971 in the amount of $4,900.00.

At the hearing, the owner's appraiser testified to a value of $22,000 and the State testified to the State's re-registered fair market value of $5,900.00.

The Report of Commissioners is in the amount of $10,000.00. It is recommended that said award of commissioners be appealed and said appeal has been filed. (January 18, 1972)

Right of Way
Route 37 Freeway, Section 4

105 There is presented here the matter of a settlement in condemnation actions regarding the properties on Route 37 Fwy., Section 4, Parcels RE30J and E30K, owned by the Central Jersey Bank & Trust Company.

The above entitled matters were settled, but with the result that commission actions were prepared by both the Right of Way Division and the Legal Division on these matters resulting in duplication.

It is, therefore, recommended that the commission actions prepared by the Legal Division on December 14, 1971, be rescinded and that the authority granted as to the commission actions of November 18, 1971, hereby be held as valid. (January 26, 1972)

Right of Way
Route 70, Section 3

106 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $8,200.00 in the condemnation of property on Route 70, Section 3, Parcel 19, owned by Frank Traino, et al.

At the trial, held on February 22, 1971, the property owner offered testimony in the amount of $8,200.00. The State presented testimony in the amount of $3,400.00. The Complaint was filed on December 5, 1969 and no deposit was made into Court, Fair Market Value was registered in the amount of $3,400.00. The Jury returned a verdict in the amount of $8,046.25.

The State was represented by Fee Attorney James S. Kline.

It is, therefore, recommended that payment be made on the judgment in the amount of $8,046.25 together with interest plus taxed costs, as stipulated in the judgment. (January 24, 1972)

Right of Way
Route 78, Section 3D

107 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 78, Section 3D, Parcels R1C and L1G owned by Ronald Schiavone, et al.

At the hearing, held on September 1 and 10, 1971, the property owner offered testimony in the amount of $22,600.00. The State presented testimony in the amount of $8,850.00. The Complaint was filed on October 1, 1969 and a deposit was made into Court on October 9, 1969 in the amount of $5,200.00. Fair Market Value was registered in the amount of $8,850.00. Commissioners returned an award in the amount of $12,500.00.

The State was represented by Fee Attorney Gary M. Schwartz.

Since the Commissinners' award in the amount of $12,500.00 exceeds the State's Fair Market Value by $3,650.00 it is recommended that the appeal taken be approved. (January 26, 1972)

Right of Way
Route 78, Section 3D

108 There is presented here the matter of the commission award entered against the State in the condemnation of property on Route 78, Section 3D, Parcels L1F and E1E owned by Ronald A. Schiavone and Raymond J. Donovan et als.

At the hearing, held on September 1 and 10, 1971, the property owner offered testimony in the amount of $19,900.00. The State presented testimony in the amount of $7,100.00. The Complaint was filed on May 16, 1968 and a deposit was made into Court on May 16, 1968 in the amount of $5,800.00 and an additional deposit was made into Court on July 20, 1969 in the amount of $1,150.00 making a total deposit in the amount of $6,950.00. Fair Market Value was registered in the amount of $7,100.00. Commissioners returned an award in the amount of $12,000.00.

The State was represented by Fee Attorney Gar;y M. Schwartz.

Since the Commissioners' award in the amount of $12,000.00 exceeds the State's Fair Market Value by $4,900.00, it is recommended that the appeal taken be approved. (January 26, 1972)

Right of Way
Route 80, Section 1A

109 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $39,075.00 in the condemnation of property on Route 80, Section 1A, Parcel R15, owned by Westby Corporation, et al.

At the trial, held on November 29 and 30, 1971, the property owner offered testimony in the amount of $47,700.00. The State presented engineering testimony but the matter was settled prior to the State's testimony as to value. Complaint was filed on February 2, 1968 and a deposit was made into Court on February 2, 1968 in the amount of $23,000.00. Fair Market Value was registered in the amount of $23,000.00. A settlement conference was called by the Court and they decided upon a settlement in the amount of $30,000.00, inclusive of interest. A judgment was therefore entered in the amount of $30,000.00, inclusive of interest.

The State was represented by Fee Attorney Harry J. Riskin.

It is, therefore, recommended that the judgment in the amount of $30,000.00, inclusive of interest, be approved and that payment in the sum of $7,000.00, being the amount over and above the deposit paid into Court, be paid. (January 19, 1972)

Right of Way
Route 80, Section 1D

110 There is presented here the matter of the consent judgment entered in the condemnation of property located on Route 80, Section 1D, Parcels 38A & 38B, owned by Harry Feldman.

The State's Fair Market Value was in the amount of $15,950. The Complaint in this matter was filed together with a Declaration of Taking on February 3, 1969. The Order for Payment in the sum of $15,950 was filed with the Court on June 21, 1971.

It is, therefore, recommended that this settlement is in the best interest of the State and that the Consent Judgment in the amount of $19,750 be approved and that payment in the sum of $3,800, being the amount over and above the deposit paid into Court, be paid to the owner. (January 26, 1972)

Right of Way
Route 295, Section 3

111 There is presented here the matter of the appeal by the State from an award of Commissioners in the amount of $4,660.00 in the condemnation of property on Route 295, Section 3, Parcels 32A and 32B2, and appeal by the State from an award of Commissioners in the amount of $15,000.00 in the condemnation of property on Route 295, Section 3, Parcels 16F, X16K & X16J, and an appeal by the State from an award of Commissioners in the amount of $36,480.00 in the condemnation of property on Route 295, Section 3, Parcels 16E, X16G and X16H. Parcels 32A and 32B2 are owned by Burlington Clay and Engineering Company, et al, and Parcels 16E, X16G, X16H, 16F, X16K and X16J are owned by George F. Pettinos, Inc.; et al.

The cases were tried together and at the trial held on February 1, 2, & 3, 1971, the property owners offered testimony in the amount of $81,000.00. The State presented testimony in the amounts of $1,175.00 for Parcels 32A and 32B2, $7,900.00 for Parcels 16F, X16K and X16J, and $21,000.00 for Parcels 16E, X16G and X16H. Complaints were filed on April 18, 1969 for Parcels 32A and 32B2, June 5, 1969 for Parcels 16F, X16K and X16J, and on June 18, 1969 for Parcels 16E, X16G and X16H, and deposits were made into Court on June 11, 1970 in the amounts of $1,175.00 for Parcels 32A and 32B2, $6,950.00 for Parcels 16F, X16K and X16J, and $18,250.00 for Parcels 16E, X16G and X16H.

The Fair Market Values were registered in the amounts of $1,175.00 for Parcels 32A and 32B2, $7,900.00 for Parcels 16F, X16K and X16J and $21,000.00 for Parcels 16E, X16G and X16H. The jury returned verdicts in the amounts of $4,500.00 for Parcels 32A and 32B2, $38,000.00 for Parcels 16F, X16K and X16J, and $33,000.00 for Parcels 16E, X16G and X16H, making a total of $75,500.00.

The State was represented by Fee Attorney John W. Trimble.

A Notice of Appeal to the Appellate Division was filed on March 10, 1971. Subsequent to the filing of the Notice of Appeal Deputy Attorney General Roger L. Hillman reviewed the transcript and recommended that the appeal be dismissed. Deputy Attorney General Biederman and Assistant Attorney General Stephen Skillman, Chief of the Appellate Section, agreed that there is no basis for an appeal. In the opinion of the Legal Division on behalf of the State Department of Law, every available means of having a court establish the value of the properties has been exhausted. Accordingly, a stipulation of Dismissal has been filed with the Clerk of the Superior Court. On this basis it is recommended that the Judgments be paid with interest, if any, to be determined by the Title Bureau.

This single commission action is to be put through in place of three separate ones that were dated November 4, 1971, in their place and stead. Accordingly, those commission actions are hereby revoked. (January 26, 1972)

Respectfully submitted,

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary

I hereby certify that the Approvals set forth in this Schedule were approved as indicated and recommend that such actions be ratified and confirmed.

Jean G. Schwartz

Jean G. Schwartz
Acting Secretary, Department of Transportation

The Approvals as indicated in this Schedule are hereby ratified and confirmed.

J. C. Kohl

John C. Kohl
Commissioner of Transportation

Form AD-91 11/13/68

Date 7/1/72	NEW JERSEY DEPARTMENT OF TRANSPORTATION **CAMERA OPERATOR'S REPORT AND CERTIFICATE**	Reel No. # 7
Job No.		No. Images 254

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INDEXING DATA

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CERTIFICATION

I hereby certify that the microphotographs appearing on this reel of film are true copies of the original documents described above.

BC + EV

Signature of Camera Operator